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SAN FRANCISCO MUNICIPAL TRANSPORTATION AGENCY

SAN FRANCISCO DEPARTMENT OF PARKING AND TRAFFIC

SAN FRANCISCO MUNICIPAL TRANSPORTATION AGENCY AND PARKING AUTHORITY

Proposition E was approved by San Francisco voters in November 1999. It created the Municipal Transportation Agency, and provided that effective July 1, 2002 the Department of Parking and Traffic would become a separate department of the Municipal Transportation Agency. As of that date, the Municipal Transportation Agency Board of Directors also served as members of the Parking Authority.

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Municipal Transportation Agency
Board of Directors
City and County of San Francisco

NOTICE OF MEETING AND CALENDAR

TUESDAY, JANUARY 16, 2001
ROOM 400, CITY HALL
1 CARLTON B. GOODLETT PLAZA

CLOSED SESSION
4:30 P.M.

01-11-01A11:48 RCVD

REGULAR MEETING
5:00 P.M.

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BOARD OF DIRECTORS

H. Welton Flynn, Chairman
Enid Ng Lim, Vice Chairman
Shirley Breyer Black
Jim Bourgart
Mike Casey
Jose Cisneros
Cleopatra Vaughns

Michael T. Burns
DIRECTOR OF TRANSPORTATION

Roberta Boomer
BOARD SECRETARY

401 VAN NESS AVENUE-SUITE 334 -SAN FRANCISCO-CA. 94102-4524
☎(415) 554-6896 FAX (415) 554-4143

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ACCESSIBLE MEETING POLICY

The Municipal Transportation Agency Board meeting will be held in Room 400, at 1 Carlton B. Goodlett Plaza (400 Van Ness Ave.), San Francisco, CA. The closest accessible BART station is the Civic Center Station at United Nations Plaza and Market Street. Accessible MUNI lines serving this location are: Muni Metro Lines J-Church, K-Ingleside, L-Taraval, M-Oceanview, and N-Judah at Van Ness and Civic Center Stations; 42-Downtown Loop; 9-San Bruno; and 71-Haight Noriega. For information about MUNI accessible services call 923-6142.

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KNOW YOUR RIGHTS UNDER THE SUNSHINE ORDINANCE

Government's duty is to serve the public, reaching its decisions in full view of the public. Commissions, boards, councils and other agencies of the City and County exist to conduct the people's business. This ordinance assures that deliberations are conducted before the people and that City operations are open to the people's review.

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4:30 - CLOSED SESSION

1. Call to Order

2. Roll Call

3. Public Comment

4. Discussion and vote pursuant to Administrative Code Section 67.11(a) as to whether to conduct a closed session and invoke the attorney-client privilege.

5. Pursuant to Government Code Section 54957.6(a) and Administrative Code Section 67.8, the Municipal Transportation Agency Board shall meet in closed session for:

CONFERENCE WITH LABOR NEGOTIATOR

CCSF Representative: Larry Williams and/or his designees

Employee Organizations:

Electrical Workers, Local 6; TWU Local 200; Automotive Machinists, Local 1414 IFPTE, Local 21; TWU Local 250-A; Laborers, Local 261; Municipal Executives Association; Stationary Engineers, Local 39; Teamsters, Local 853; Carpenters, Local 22; Painters, Local 4; Operating Engineers, Local 3; Sheetmetal, Local 104; Glaziers, Local 718; Plumbers, Local 38

To discuss:

Attendance Policy

ADJOURN

5:00 - REGULAR MEETING

ORDER OF BUSINESS

1. Call to Order

2. Roll Call

3. Approval of Minutes

   -December 19, 2000 Regular Meeting

4. Communications

   (4.1) Election of MTA Board Chairman and Vice Chairman pursuant to MTA Rules of Order.

5. Introduction of New or Old Business by Board Members

6. Director's Report (For discussion only)

   -Special Recognition Award
   -New Year's Eve Service
   -Prop. E Marketing Plan
   -Ongoing Muni Activities

7. Citizen's Advisory Council Report

8. Public Comment

   Members of the public may address the Board on matters that are within the Board's jurisdiction and are not on today's calendar.

THE FOLLOWING MATTERS BEFORE THE MUNICIPAL TRANSPORTATION AGENCY BOARD ARE RECOMMENDED FOR ACTION AS STATED BY THE DIRECTOR OF TRANSPORTATION, AND CITY ATTORNEY WHERE APPLICABLE. EXPLANATORY DOCUMENTS FOR ALL CONSENT AND REGULAR CALENDAR ITEMS ARE AVAILABLE FOR REVIEW AT 401 VAN NESS AVE. #334.

CONSENT CALENDAR

9. All matters listed hereunder constitute a Consent Calendar, are considered to be routine by the Municipal Transportation Agency Board, and will be acted upon by a single vote of the Board. There will be no separate discussion of these items unless a member of the Board or the public so requests, in which event the matter shall be removed from the Consent Calendar and considered as a separate item.

(9.1) Requesting the Controller to allot funds and to draw warrants against such funds as are or will be available in payment of the following claims against MUNI:

Rose Guevara vs. CCSF, Superior Ct. #311462 in the amount of $18,000
Enrique Bermudez/Department of Justice vs. CCSF, Unlitigated Claim #19711446 in the amount of $32,767.42
Gisele Angrand vs. CCSF, Superior Ct. #304547 in the amount of $70,000

(9.2) Requesting the Board of Supervisors to concur with the Controller's certification dated January 5, 2001, that it is more economical for the Municipal Transportation Agency to contract for facility security services than to provide the same services with City and County employees for the six-month period ending June 30, 2001. (Explanatory documents include a staff report, resolution and Controller's certification.)

REGULAR CALENDAR

10. Discussion of the Municipal Transportation Agency's FY2002 budget. (Explanatory documents include a staff report and budget.)

11. Authorizing the Director to execute a cost-sharing agreement between BART and Muni requiring Muni to provide BART's ADA Paratransit services to be paid for by BART for a period of up to 9 years. (Explanatory documents include a staff report, resolution, agreement and financial analysis.)

12. Authorizing the award of Bus Stop Improvement Project, Phase 1, Contract No. MR-1121R, to Stacy and Witbeck as the lowest responsive, responsible bidder in the amount of $588, 875. (Explanatory documents include a staff report, resolution and financial plan.)

13. Authorizing the award of Ocean Avenue Reconstruction and Improvement Project, Contract No. MR-1130, to Mitchell Engineering as the lowest responsive, responsible bidder in the amount of $18,684,038.61. (Explanatory documents include a staff report, resolution and financial plan.)

ADJOURN

The Ethics Commission of the City and County of San Francisco has asked us to remind individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [SF Admin. Code Sections 16.520 - 16.534] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the Ethics Commission at 1390 Market Street, Suite 801, San Francisco, CA 94102, telephone (415) 554-9510, fax (415) 554-8757 and web site: sfgov.org/ethics.

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Municipal Transportation Agency
Board of Directors
City and County of San Francisco

MINUTES

TUESDAY, JANUARY 16, 2001
ROOM 400, CITY HALL
1 CARLTON B. GOODLETT PLACE

CLOSED SESSION
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REGULAR MEETING
5:00 P.M.

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☎(415) 554-6896 FAX (415) 554-4143

4:30 - CLOSED SESSION

1. Call to Order

Chairman Flynn called the closed session to order at 4:35 p.m.

2. Roll Call

Present: H. Welton Flynn
Enid Lim
Shirley Breyer Black
Jim Bourgart
Mike Casey
Jose Cisneros
Cleopatra Vaughns

Also present: Michael T. Burns, Director of Transportation
Roberta Boomer, Board Secretary
Robert Bryan, Deputy City Attorney
Lisa Mancini, Chief Operations Officer
Larry Williams, Deputy General Manger, HR/LR/EEO
Michael Lewis, Departmental Personnel Officer, HR/LR/EEO
Ruth Baxley, Departmental Personnel Officer, HR/LR/EEO

3. Public Comment

None.

4. Discussion and vote pursuant to Administrative Code Section 67.11(a) as to whether to conduct a closed session and invoke the attorney-client privilege.

On motion to invoke the attorney-client privilege: unanimously approved.

5. Pursuant to Government Code Section 54957.6(a) and Administrative Code Section 67.8, the Municipal Transportation Agency Board shall meet in closed session for:

CONFERENCE WITH LABOR NEGOTIATOR

CCSF Representative: Larry Williams and/or his designees

Employee Organizations:

Electrical Workers, Local 6; TWU Local 200; Automotive Machinists, Local 1414 IFPTE, Local 21; TWU Local 250-A; Laborers, Local 261; Municipal Executives Association; Stationary Engineers, Local 39; Teamsters, Local 853; Carpenters, Local 22; Painters, Local 4; Operating Engineers, Local 3; Sheetmetal, Local 104; Glaziers, Local 718; Plumbers, Local 38

To discuss:

Attendance Policy

ADJOURN - The closed session was adjourned at 4:55 p.m.

5:00 - REGULAR MEETING

ORDER OF BUSINESS

1. Call to Order

Chairman Flynn called the meeting to order at 5:05 p.m.

2. Roll Call

Present: H. Welton Flynn
Enid Lim
Shirley Breyer Black
Jim Bourgart
Mike Casey
Jose Cisneros
Cleopatra Vaughns

3. Approval of Minutes

Director Vaughns clarified that Director Casey voted against Resolution 00-129 at the December 19, 2000 meeting.

On motion to approve the minutes as amended of the December 19, 2000 Regular meeting: unanimously approved.

4. Communications

(4.1) Election of MTA Board Chairman and Vice Chairman pursuant to MTA Rules of Order.

Director Vaughns moved that the Rules be suspended and the item be continued to the March 6 agenda.

PUBLIC COMMENT:

Ernestine Weiss wanted to know why the matter is being suspended when the board has had ample time to consider it.

The board unanimous approved the motion to suspend the Rules and continue the election of the Chairman and Vice-Chairman to the March 6 meeting.

(4.2) Announcement of Closed Session.

Chairman Flynn announced the board met in closed session with their labor negotiator to discuss a proposed attendance policy. There was no action taken.

(4.3) Motion to disclose or not disclose the information discussed in closed session.

On motion to not disclose the information discussed: unanimously approved.

5. Introduction of New or Old Business by Board Members

Director Vaughns had a question about the EEO report presented on December 19 and asked for the report to be calendared for the next meeting.

Director Lim asked what Muni was doing about the noise of the new buses. Fred Stephens, Deputy G.M., Maintenance discussed the progress made to date on reducing noise levels to those specified in the contract. Director Bourgart asked for a report at the next meeting and added that he has heard complaints about the annunciation system.

6. Director's Report (For discussion only)

-Special Recognition Award
-New Year's Eve Service
-Prop. E Marketing Plan
-Ongoing Muni Activities

Phil Chin reviewed highlights of the Marketing Plan. Director Bourgart commended him for the superb report and urged staff to look for ways to bring real time information to the riding public. Director Cisneros looks forward to finding creative ways to increase revenue and suggested that the plan be reviewed by the CAC.

Director Burns stated that over 250 employees worked on New Year's Eve to provide extra services to roughly 40,000 riders. He offered his congratulations and thanks to all who worked that evening.

Director Burns presented a Special Recognition Award to Mr. Yee Kuo Shen. Mr. Shen has been with Muni for 12 years and his efforts help keep the subway extremely clean. He does a terrific job of maintaining high standard of cleanliness. Mr. Shen commented that it takes teamwork to get the job done.

7. Citizen's Advisory Council Report

David Pilpel, Vice-Chair, CAC, noted that the CAC didn't have a quorum for the January meeting as they have vacancies that they are seeking to fill. He added that the CAC will review the Marketing Plan and they hope to have budget recommendations for the board shortly.

8. Public Comment

Ken Johnson noted that he had something for distribution to the board. (Chairman Flynn stated that items given to the board secretary during the meeting will be held for distribution until after the meeting)

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CONSENT CALENDAR

9. All matters listed hereunder constitute a Consent Calendar, are considered to be routine by the Municipal Transportation Agency Board, and will be acted upon by a single vote of the Board. There will be no separate discussion of these items unless a member of the Board or the public so requests, in which event the matter shall be removed from the Consent Calendar and considered as a separate item.

(9.1) Requesting the Controller to allot funds and to draw warrants against such funds as are or will be available in payment of the following claims against MUNI:

Rose Guevara vs. CCSF, Superior Ct. #311462 in the amount of $18,000
Enrique Bermudez/Department of Justice vs. CCSF, Unlitigated Claim #19711446 in the amount of $32,767.42
Gisele Angrand vs. CCSF, Superior Ct. #304547 in the amount of $70,000

RESOLUTION 01-001

(9.2) Requesting the Board of Supervisors to concur with the Controller's certification dated January 5, 2001, that it is more economical for the Municipal Transportation Agency to contract for facility security services than to provide the same services with City and County employees for the six-month period ending June 30, 2001. (Explanatory documents include a staff report, resolution and Controller's certification.)

Michael Burns asked that Item 9.2 be removed from the calendar.

No public comment.

On motion to approve the consent calendar (Item 9.2 severed):

ADOPTED: AYES – Black, Bourgart, Casey, Cisneros, Flynn, Lim and Vaughns

REGULAR CALENDAR

10. Discussion of the Municipal Transportation Agency's FY2002 budget. (Explanatory documents include a staff report and budget.)

Gigi Harrington, Deputy G.M., Finance and Administration, reviewed the proposed FY2002 budget. Director Burns noted that this budget included cost of living adjustments for all employees which is a change from past budgets and differs from how city departments prepare their budgets.

Director Bourgart asked staff to discuss the assumptions they've made about fuel costs at the January 30th special meeting. He also asked for additional detail about interdepartmental charges.

PUBLIC COMMENT:

David Pilpel has questions about the budget and asked for additional detail about the information presented on pages 15 and 17 of the budget overview. (Chairman Flynn asked staff to bring additional information to the next meeting.) Mr. Pilpel hopes that Muni establishes a reserve as part of the budget to cover possible declines in passenger fare projection changes.

11. Authorizing the Director to execute a cost-sharing agreement between BART and Muni requiring Muni to provide BART's ADA Paratransit services to be paid for by BART for a period of up to 9 years. (Explanatory documents include a staff report, resolution, agreement and financial analysis.)

No public comment.

RESOLUTION 01-002

On motion to approve:

ADOPTED: AYES – Black, Bourgart, Casey, Cisneros, Flynn, Lim and Vaughns

12. Authorizing the award of Bus Stop Improvement Project, Phase 1, Contract No. MR-1121R, to Stacy and Witbeck as the lowest responsive, responsible bidder in the amount of $588,875. (Explanatory documents include a staff report, resolution and financial plan.)

No public comment.

RESOLUTION 01-003

On motion to approve:

ADOPTED: AYES – Black, Bourgart, Casey, Cisneros, Flynn, Lim and Vaughns

13. Authorizing the award of Ocean Avenue Reconstruction and Improvement Project, Contract No. MR-1130, to Mitchell Engineering as the lowest responsive, responsible bidder in the amount of $18,684,038.61. (Explanatory documents include a staff report, resolution and financial plan.)

No public comment.

Director Vaughns asked for a list of subcontractors to be used for the job. Chairman Flynn asked that information on subcontractors be included on all future calendar items and reminded staff not to substitute subcontractors without authorization from the MTA board.

RESOLUTION 01-004

On motion to approve:

ADOPTED: AYES – Black, Bourgart, Casey, Cisneros, Flynn, Lim and Vaughns

ADJOURN – The meeting was adjourned at 6:40 p.m.

A tape of the meeting is on file in the office of the Secretary to the Municipal Transportation Agency Board of Directors.

R. Boomer

Roberta Boomer
Board Secretary

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Special

Municipal Transportation Agency
Board of Directors
City and County of San Francisco

NOTICE OF SPECIAL MEETING AND CALENDAR

TUESDAY, JANUARY 30, 2001
ROOM 400, CITY HALL
1 CARLTON B. GOODLETT PLAZA

SPECIAL MEETING
5:00 P.M.

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5:00 - SPECIAL MEETING

ORDER OF BUSINESS

1. Call to Order

2. Roll Call

3. Public Comment

   Members of the public may address the Board on matters that are within the Board's jurisdiction and are not on today's calendar.

THE FOLLOWING MATTERS BEFORE THE MUNICIPAL TRANSPORTATION AGENGY BOARD OF DIRECTORS ARE RECOMMENDED FOR ACTION AS STATED, BY THE DIRECTOR OF TRANSPORTATION, AND CITY ATTORNEY WHERE APPLICABLE.

REGULAR CALENDAR

4. Discussion of the Municipal Transportation Agency's FY2002 operating budget in the amount of $446,976,583 and modification of Muni's fare schedule by waiving fares on New Year's Eve 2001. (Explanatory documents include a staff report and budget.)

ADJOURN

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Municipal Transportation Agency
Board of Directors
City and County of San Francisco

MINUTES

TUESDAY, JANUARY 30, 2001
ROOM 400, CITY HALL
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Shirley Breyer Black
Mike Casey
Jose Cisneros
Cleopatra Vaughns

Michael T. Burns
DIRECTOR OF TRANSPORTATION

Roberta Boomer
BOARD SECRETARY

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☎(415) 554-6896 FAX (415) 554-4143

5:00 - SPECIAL MEETING

ORDER OF BUSINESS

1. Call to Order

Chairman Flynn called the meeting to order at 5:03 p.m.

2. Roll Call

Present: Shirley Breyer Black
Jim Bourgart
Mike Casey
Jose Cisneros
H. Welton Flynn
Enid Lim
Cleopatra Vaughns

Chairman Flynn announced that the ringing of and use of cell phones, pagers and similar sound-producing electronic devices are prohibited at the meeting. He advised any person responsible for the ringing or use of a cell phone, pager, or other similar sound producing electronic devices may be removed from the meeting.

3. Public Comment

Alex Clemens thanked the board for being responsive to residents of Treasure Island. He stated that service has increased exponentially but residents are reaching the point where capacity is an issue. He pointed out that there were missed runs last Tuesday and Wednesday resulting in people being stranded. These are people who depend solely on Muni and if they're stranded during late night hours, it costs $25 by cab to get home.

Erik Fitzpatrick, Treasure Island resident, also mentioned that service had improved but urged more frequent weekend and skeletal night owl service.

Kieran Flaherty, T.I. resident, echoed the sentiments of other speakers about being pleased with service but he has a continued issue with driver politeness with passengers. He encouraged drivers to maintain friendliness and advocated for more frequent service during rush hours and during the weekend.

Marya Pezzano noted that service has not improved over the past few months with so many missed buses. She is concerned that when buses are missing, nobody at Muni seems to know about it. She asked why grant monies weren't going to be used until August when they were available no and talked about an operator who refused to help a mother with 2 children last week.

Derek Mendez thanked the board for past help and understands that there have been funds approved for future service. He suggested changing the route to better serve T.I. residents.

Alex Clemens acknowledged Muni for a new record in government responsiveness as Peter Straus just told him that Muni will serve Treasure Island every 45 minutes.

THE FOLLOWING MATTERS BEFORE THE MUNICIPAL TRANSPORTATION AGENGY BOARD OF DIRECTORS ARE RECOMMENDED FOR ACTION AS STATED, BY THE DIRECTOR OF TRANSPORTATION, AND CITY ATTORNEY WHERE APPLICABLE.

REGULAR CALENDAR

4. Discussion of the Municipal Transportation Agency's FY2002 operating budget in the amount of $446,976,583 and modification of Muni's fare schedule by waiving fares on New Year's Eve 2001. (Explanatory documents include a staff report and budget.)

Lisa Mancini, Chief Operating Officer and Gigi Harrington, Chief Financial Officer reviewed the budget.

Chairman Flynn stated that it would be helpful to compare this year's numbers to last year's numbers. He asked for additional information about what monies are budgeted for training as compared to last year as he would like to see safety improved throughout the system. Also requested was the net cost for transportation to Candlestick last year.

Director Vaughns asked about the status of the board's compensation. Chairman Flynn stated that the previous action taken by the board to increase their compensation was denied by the Board of Supervisors and it was incumbent on the MTA board to include it or not. Director Vaughns stated that action needs to be considered.

Director Cisneros asked staff to identify funds in the budget for pedestrian safety.

Director Casey suggested more narrative in the future to help people understand what's contained in the budget. In response to a request by the director, Peter Straus, Manager of Service Planning reviewed how service is prioritized and added.

Larry Martin, International Vice President, TWU-250A talked about the Municipal Improvement Fund as one of the most important programs in Muni's budget and introduced Danny Beagle, the MIF program coordinator.

Danny Beagle, MIF program coordinator reviewed the MIF program and budget for the next fiscal year.

Director Bourgart asked to see the statistics on the cost per trainee hour and asked about the projection for next year. He also wanted to see more detail on the "Train the Trainer" program.

The director wants to know how the MTA board can get involved in this program. General Manager Burns will discuss involvement with the chairman, as there are vacancies on the MIF board.

Director Casey urged staff to look beyond private consultants as City College has helped minimize costs for programs he's been involved with. He has a continuing question about the integration of the MIF and Joint Labor Management boards and would like to hear how those programs will be integrated.

PUBLIC COMMENT:

Edward Mason is disappointed that there are no organizational charts, head counts or capital budgets contained within it. He suggested that last year's accomplishments should be highlighted and wondered about the value of a $60,000 work order to the Mayor's Office. He suggested that we use the experience of other regional transit properties to streamline Muni's budget.

David Pilpel suggested that the board look at what was spent on MIF this year prior to throwing more money at it. He is extremely disappointed in level of detail and lack of narrative in the budget, calling it woefully inadequate. He is not sure that the proposed budget relates to service standards and suggested a need for a reserve fund. He added that the CAC had not discussed the "class pass" or any fare changes.

ADJOURN - The meeting was adjourned at 6:57 p.m.

A tape of the meeting is on file in the office of the Secretary to the Municipal Transportation Agency Board of Directors.

R. Boomer

Roberta Boomer
Board Secretary

Municipal Transportation Agency
Board of Directors
City and County of San Francisco

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H. Welton Flynn, Chairman
Enid Ng Lim, Vice Chairman
Shirley Breyer Black
Jim Bourgart
Mike Casey
Jose Cisneros
Cleopatra Vaughns

Michael T. Burns
DIRECTOR OF TRANSPORTATION

Roberta Boomer
BOARD SECRETARY

401 VAN NESS AVENUE-SUITE 334 -SAN FRANCISCO-CA. 94102-4524
☎(415) 554-6896 FAX (415) 554-4143

ACCESSIBLE MEETING POLICY

The Municipal Transportation Agency Board meeting will be held in Room 400, at 1 Carlton B. Goodlett Plaza (400 Van Ness Ave.), San Francisco, CA. The closest accessible BART station is the Civic Center Station at United Nations Plaza and Market Street. Accessible MUNI lines serving this location are: Muni Metro Lines J-Church, K-Ingleside, L-Taraval, M-Oceanview, and N-Judah at Van Ness and Civic Center Stations; 42-Downtown Loop; 9-San Bruno; and 71-Haight Noriega. For information about MUNI accessible services call 923-6142.

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KNOW YOUR RIGHTS UNDER THE SUNSHINE ORDINANCE

Government's duty is to serve the public, reaching its decisions in full view of the public. Commissions, boards, councils and other agencies of the City and County exist to conduct the people's business. This ordinance assures that deliberations are conducted before the people and that City operations are open to the people's review.

For more information on your rights under the Sunshine ordinance (Chapter 67 of the San Francisco Administrative Code), to report a violation of the ordinance or to obtain a free copy of the ordinance, contact Donna Hall, Administrator, Sunshine Ordinance Task Force. She can be reached by calling (415) 554-7724, fax (415) 554-7854, by e-mail at Donna_Hall@ci.sf.ca.us, or in writing to #1 Carlton B. Goodlett Place, Room 409, San Francisco, CA 94102-4683.

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5:00 - REGULAR MEETING

ORDER OF BUSINESS

10

1. Call to Order

2. Roll Call

3. Approval of Minutes

-January 16, 2001 Regular Meeting
-January 30, 2001 Special Meeting

4. Communications

(4.1) Announcement of prohibition of sound producing devices during the meeting.

5. Introduction of New or Old Business by Board Members

6. Director's Report (For discussion only)

-Special Recognition Award
-POP Implementation
-EEO Quarterly Report
-Neoplan Bus Status Report
-Ongoing Muni Activities

7. Citizen's Advisory Council Report

8. Public Comment

Members of the public may address the Board on matters that are within the Board's jurisdiction and are not on today's calendar.

THE FOLLOWING MATTERS BEFORE THE MUNICIPAL TRANSPORTATION AGENCY BOARD ARE RECOMMENDED FOR ACTION AS STATED BY THE DIRECTOR OF TRANSPORTATION, AND CITY ATTORNEY WHERE APPLICABLE. EXPLANATORY DOCUMENTS FOR ALL CONSENT AND REGULAR CALENDAR ITEMS ARE AVAILABLE FOR REVIEW AT 401 VAN NESS AVE. #334.

CONSENT CALENDAR

9. All matters listed hereunder constitute a Consent Calendar, are considered to be routine by the Municipal Transportation Agency Board, and will be acted upon by a single vote of the Board. There will be no separate discussion of these items unless a member of the Board or the public so requests, in which event the matter shall be removed from the Consent Calendar and considered as a separate item.

(9.1) Requesting the Controller to allot funds and to draw warrants against such funds as are or will be available in payment of the following claims against MUNI:

Victoria Hernandez vs. CCSF, Superior Ct. #309966 in the amount of $10,000
Dolores Romero vs. CCSF, Superior Ct. Ltd. #265861 in the amount of $15,000
Antony Amato vs. CCSF, Unlitigated Claim #0102189 in the amount of $15,558.02
Yuri Oka vs. CCSF, Superior Ct #998999 in the amount of $45,000
Kin Heng Ieong Cheng vs. CCSF, Superior Ct. #312914 in the amount of $47,000

REGULAR CALENDAR

10. Approving the FY2002 Municipal Railway Operating Budget of $446,976,583, an increase of $30,718,976 over the FY2001 Revised Budget; approving the request to waive fares on New Year's Eve 2001, between 8 PM on December 31, 2001 and 6 AM January 1, 2002; authorizing the expansion of the Class Pass program to all colleges and universities in San Francisco; and authorizing the Municipal Transportation Agency to implement short term experimental fares during FY2002. (Explanatory documents include a staff report, resolution and budget.)

11. Requesting the Board of Supervisors to concur with the Controller's certification that it is more economical to contract for facility security services than to provide the same services with City and County employees for the six-month period ending June 30, 2001. (Explanatory documents include a staff report, resolution and Controller's certification.)

(Note: this item was continued from the January 16 calendar)

12. Approving Contract Modification No. 3 to Woods Facility Re-Roofing, Contract MR-1179, with Pioneer Roofing Organization increasing the total contract amount by $80,000 for an amount not to exceed $1,181,937, and extending the time of completion by 137 calendar days from July 31, 2000 to December 15, 2000.

ADJOURN

The Ethics Commission of the City and County of San Francisco has asked us to remind individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [SF Admin. Code Sections 16.520 - 16.534] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the Ethics Commission at 1390 Market Street, Suite 801, San Francisco, CA 94102, telephone (415) 554-9510, fax (415) 554-8757 and web site: sfgov.org/ethics.

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Muni Improvement Fund

Ambassador/Friends of Muni Program

CHAIR
Lawrence B. Martin

VICE-CHAIR

SECRETARY
Claire Caldwell

TREASURER
Andrea Gourdine

TWU TRUSTEES
Lawrence B. Martin
Ray J. Antonio
Claire Caldwell
Weston Hatch
Irwin Lum
Sonny Hall

CITY TRUSTEES
Andrea Gourdine
Daniel Daly
John Madden
Judith Teichman

COORDINATOR
Daniel S. Beagle
1736 Franklin Street
Suite 500
Oakland, CA 94107
510-625-7733

PAGE ONE OF ONE FACSIMILE TRANSMITTAL AND PUBLIC NOTICE

DATE: February 20, 2001

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PUBLIC LIBRARY

TO: SAN FRANCISCO PUBLIC LIBRARY
Fax: 415-557-4475 Phone: 415-557-4400

FROM: MUNICIPAL RAILWAY IMPROVEMENT FUND
JACQUELINE MORANTE, MIF SECRETARY
Fax: 415-922-9416 Phone: 415-440-6823

COPY TO: MR. GEOFFREY PILLER, MIF BOARD SECRETARY

COMMENTS: PLEASE POST THIS NOTICE FOR PUBLIC VIEWING AND PLEASE FAX BACK CONFIRMATION OF RECEIVING THIS FAX TO: 415-922-9416. THANK YOU.

PUBLIC NOTICE

PLEASE BE ADVISED THAT THE MUNICIPAL RAILWAY IMPROVEMENT FUND REGULAR MONTHLY MEETING SCHEDULED FOR TUESDAY, FEBRUARY 20, 2001 AT THE CROWN PLAZA HOTEL AT 3:30 P.M. HAVE BEEN CANCELLED AND WILL BE RESCHEDULED FOR ANOTHER DATE.

THANK YOU.

1508 Fillmore Street, Suite 211 • San Francisco, CA • 94115
(415) 440-6823 • FAX (415) 992-9416

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2/6/01

Municipal Transportation Agency
Board of Directors
City and County of San Francisco

MINUTES

TUESDAY, FEBRUARY 6, 2001
ROOM 400, CITY HALL
1 CARLTON B. GOODLETT PLACE

REGULAR MEETING
5:00 P.M.

BOARD OF DIRECTORS

H. Welton Flynn, Chairman
Enid Lim, Vice Chairman
Jim Bourgart
Shirley Breyer Black
Mike Casey
Jose Cisneros
Cleopatra Vaughns

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Michael T. Burns
DIRECTOR OF TRANSPORTATION

Roberta Boomer
BOARD SECRETARY

401 VAN NESS AVENUE-SUITE 334 -SAN FRANCISCO-CA. 94102-4524
☎(415) 554-6896 FAX (415) 554-4143

5:00 - REGULAR MEETING

ORDER OF BUSINESS

1. Call to Order

Chairman Flynn called the meeting to order at 5:03 p.m.

2. Roll Call

Present: Shirley Breyer Black
Jim Bourgart
Mike Casey
Jose Cisneros
H. Welton Flynn
Enid Lim
Cleopatra Vaughns

3. Approval of Minutes

On motion to approve the minutes of the January 16, 2001 Regular Meeting and the January 30, 2001 Special Meeting: unanimously approved.

4. Communications

(4.1) Announcement of prohibition of sound producing devices during the meeting.

Chairman Flynn announced that the ringing of and use of cell phones, pagers and similar sound-producing electronic devices are prohibited at the meeting. He advised that any person responsible for the ringing or use of a cell phone, pager, or other similar sound-producing electronic devices will be removed from the meeting.

5. Introduction of New or Old Business by Board Members

None.

6. Director's Report (For discussion only)

-Special Recognition Award
-POP Implementation
-EEO Quarterly Report
-Neoplan Bus Status Report
-Ongoing Muni Activities

The General Manager's Special Recognition award was presented to Raoul Roberto who maintains the scheduling system, a critical system at Muni. He has a "can do" attitude and always puts his customers first. Chairman Flynn expressed appreciation and thanks on behalf of the board. Mr. Roberto said that he always works to the best of his ability, without any thought of recognition or award. He humbly accepted the award and hopes to live up to expectations. Ray Antonio, TWU-Local 250-A, added his thanks and appreciation to Mr. Roberto for his service.

General Manager Burns announced the start up of SOMA service on February 3 and the completion of the J-line rail replacement project on February 2. Muni is about to begin construction on the K-line which will be a 27 month effort. He also noted that service to the XFL at Pac Bell Park went smoothly on Sunday and thanked Chinese Americans at Muni for their efforts with the Chinese New Year Parade.

Ted Unaegbu, Manager, Proof of Payment Program reviewed P.O.P. after the first six months of full implementation. He stated that the evasion rate was less than 1% and during that time Muni revenues continued to increase. Director Lim hopes that the program can be expanded to other lines. Director Cisneros commented that some riders have concerns about the manner in which fare inspectors approach individuals. Mr. Unaegbu said that the core emphasis of the training is public relations and he immediately investigates any reports of harassment or intimidation.

Chairman Flynn asked for additional information about the cost to provide the program, including the cost of inspectors, wages and benefits paid and what it costs to train them.

Fred Stephens, Deputy General Manager gave an update on Neoplan noise and what Muni and Neoplan is doing to mitigate the issue. He said that a mid-term solution will begin on February 12 and will be complete in mid-May. Staff is continuing to work with Neoplan on a longer-term solution.

Vernon Crawley, EEO Manager reviewed the last quarter's caseload that resulted in 41 cases being closed. Their goal is to resolve cases within 90 days of filing. He will be filling remaining vacancies within the next month. Members of the board expressed their appreciation for the work that's been done since the last report.

Chairman Flynn urged staff to being training quickly. Mr. Crawley stated that he wanted to be diligent and deliberate in hiring the right staff and will begin training soon. Larry Williams, D.G.M., HR/LR/EEO added that adequate monies were in this year's budget and they are bringing the function "in-house" rather than as a work order to the Department of Human Resources.

7. Citizen's Advisory Council Report

Linton Stables, CAC chair, reviewed the CAC's budget recommendations and added that there was unanimous approval of the budget. He added that the CAC was very active this month and

that the committee structure was working well. A copy of the CAC's budget resolution was provided to the board secretary.

8. Public Comment

Edward Mason survived the J-line rail replacement and thinks that bus service was generally good. He recounted an incident on the 14-line where many people had to wait for over an hour. He added that the signal at 18th had been fixed since the last meeting.

Daniel Murphy, Rescue Muni, thanked the board for endorsing the diesel path, as it will improve service reliability.

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CONSENT CALENDAR

9. All matters listed hereunder constitute a Consent Calendar, are considered to be routine by the Municipal Transportation Agency Board, and will be acted upon by a single vote of the Board. There will be no separate discussion of these items unless a member of the Board or the public so requests, in which event the matter shall be removed from the Consent Calendar and considered as a separate item.

(9.1) Requesting the Controller to allot funds and to draw warrants against such funds as are or will be available in payment of the following claims against MUNI:

Victoria Hernandez vs. CCSF, Superior Ct. #309966 in the amount of $10,000
Dolores Romero vs. CCSF, Superior Ct. Ltd. #265861 in the amount of $15,000
Antony Amato vs. CCSF, Unlitigated Claim #0102189 in the amount of $15,558.02
Yuri Oka vs. CCSF, Superior Ct #998999 in the amount of $45,000
Kin Heng Ieong Cheng vs. CCSF, Superior Ct. #312914 in the amount of $47,000

RESOLUTION 01-005

No public comment.

On motion to approve the consent calendar:

ADOPTED: AYES – Black, Bourgart, Casey, Cisneros, Flynn, Lim and Vaughns

10. Approving the FY2002 Municipal Railway Operating Budget of $446,976,583, an increase of $30,718,976 over the FY2001 Revised Budget; approving the request to waive fares on New Year's Eve 2001, between 8 PM on December 31, 2001 and 6 AM January 1, 2002; authorizing the expansion of the Class Pass program to all colleges and universities in San Francisco; and authorizing the Municipal Transportation Agency to implement short term experimental fares during FY2002. (Explanatory documents include a staff report, resolution and budget.)

The commission secretary certified that staff had complied with the MTA Board's rules regarding public notification of changes to the fare structure.

Lisa Mancini, Chief Operations Officer and Gigi Harrington, Chief Financial Officer responded to questions raised by the board at the last meeting. At the request of Director Casey, General Manager Burns discussed the CAC's recommendations and noted that staff concurs with their suggestions and will work to implement them.

Director Bourgart expressed his thanks to Mr. Beagle for his full response to the director's questions. He would like to receive periodic reports on activities of the MIF so the board can be better informed about their achievements.

PUBLIC COMMENT:

Daniel Murphy, CAC Finance and Administration Committee Chairman explained the thinking of CAC on their recommendations. He appreciated the responsiveness of Gigi Harrington, Fred Clarke and Paul Czechowicz.

RESOLUTION 01-006

On motion to approve:

ADOPTED: AYES – Black, Bourgart, Casey, Cisneros, Flynn, Lim and Vaughns

11. Requesting the Board of Supervisors to concur with the Controller's certification that it is more economical to contract for facility security services than to provide the same services with City and County employees for the six-month period ending June 30, 2001. (Explanatory documents include a staff report, resolution and Controller's certification.)

Director Black asked staff to look at how much it would cost to gradually put these positions back into civil service similar to what other city departments do. She asked for a report back in 6 months. Director Burns said staff is investigating alternatives and would have recommendations for the board in six months.

Director Casey expressed concern that car cleaners aren't trained to deal with vandalism. Director Burns said they would be trained on the appropriate procedure for notifying Central Control and the police. Director Bourgart urged staff to look at how technology can help.

No public comment.

RESOLUTION 01-007

On motion to approve:

ADOPTED: AYES – Black, Bourgart, Casey, Cisneros, Flynn, Lim and Vaughns

12. Approving Contract Modification No. 3 to Woods Facility Re-Roofing, Contract MR-1179, with Pioneer Roofing Organization increasing the total contract amount by $80,000 for an amount not to exceed $1,181,937, and extending the time of completion by 137 calendar days from July 31, 2000 to December 15, 2000.

No public comment.

Chairman Flynn admonished staff about the past practice of coming to the board for authorization after the work has been completed and the money spent. General Manager Burns stated that Vince Harris is stopping the practice, as it is not the way to conduct business.

RESOLUTION 01-008

On motion to approve:

ADOPTED: AYES – Black, Bourgart, Casey, Cisneros, Flynn, Lim and Vaughns

ADJOURN - The meeting was adjourned at 7:10 p.m.

A tape of the meeting is on file in the office of the Secretary to the Municipal Transportation Agency Board of Directors.

R Boomer

Roberta Boomer
Board Secretary

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2/20/01

Municipal Transportation Agency
Board of Directors
City and County of San Francisco

NOTICE OF MEETING AND CALENDAR

TUESDAY, FEBRUARY 20, 2001
ROOM 400, CITY HALL
1 CARLTON B. GOODLETT PLAZA

REGULAR MEETING
5:00 P.M.

CLOSED SESSION
Immediately following the
Regular Meeting

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BOARD OF DIRECTORS

H. Welton Flynn, Chairman
Enid Ng Lim, Vice Chairman
Shirley Breyer Black
Jim Bourgart
Mike Casey
Jose Cisneros
Cleopatra Vaughns

Michael T. Burns
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5:00 - REGULAR MEETING

ORDER OF BUSINESS

1. Call to Order

2. Roll Call

3. Approval of Minutes

   -February 6, 2001 Regular Meeting

4. Communications

   (4.1) Announcement of prohibition of sound producing devices during the meeting.

5. Introduction of New or Old Business by Board Members

6. Director's Report (For discussion only)

   -Muni's Mission, Vision and Values
   -Quarterly Report on Key Capital Projects
   -Service Standards Quarterly Report
   -Ongoing Muni Activities

7. Citizen's Advisory Council Report

8. Public Comment

   Members of the public may address the Board on matters that are within the Board's jurisdiction and are not on today's calendar.

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(9.1) Requesting the Controller to allot funds and to draw warrants against such funds as are or will be available in payment of the following claims against MUNI:

Mercury Insurance/Swain vs. CCSF, Unlitigated Claim #0101085, in the amount of $4,474.07
Evedel & Salina Benitez vs. CCSF, Superior Ct. Ltd. #175064, in the amount of $7,250
Ferdinand Villar and Prospero Luna vs. CCSF, Superior Ct. Ltd. # 175-224 in the amount of $8,000
Rebecca McCalmon-Kuntz vs. CCSF, Litigated Claim #98J79, in the amount of $8,048.13
Neil Chang vs. CCSF, Unlitigated Claim #00B0395-1, in the amount of $8,500
Francisca Perez vs. CCSF, Unlitigated Claim #99T6462, in the amount of $12,353.50
Marya Contreras vs. CCSF, Litigated Claim #99T0646, in the amount of $17,204
Silipa Masina vs. CCSF, Superior Ct. #310203, in the amount of $27,500
Yu Yue Wan & Hi Yang vs. CCSF, Superior Ct. #312171, in the amount of $47,000
Kwai Sau Ng vs. CCSF, Superior Ct. #313966, in the amount of $75,000
Tamara Anisimova vs. CCSF, Superior Ct. #311937, in the amount of $80,000

(9.2) Certifying that the level of expenditures by the Municipal Transportation Agency for transportation purposes will be sustained at a level that is consistent with the average of its annual expenditures during the 1997-98, 1998-99, and 1999-2000 fiscal years, including funds reserved for transportation purposes, during the fiscal years that the allocations for the Traffic Congestion Relief Program are available for use; and authorizing the Director to execute all Program Supplement Agreements for State Funded Transit Projects. (Explanatory documents include a staff report, and resolution.)

(9.3) Authorizing the Director to advertise a Request for Proposals for Insurance Broker Services for an Owner-Controlled Insurance Program for the Third Street Light Rail Transit Project Initial Operating Segment, Contract CS-137, to evaluate proposals and interview insurance brokers, select the highest ranking, responsive broker, and to negotiate a contract with the selected broker for an amount not to exceed $1,500,000 and for a term of up to five (5) years. (Explanatory documents include a staff report, scope of services, resolution and financial plan.)

REGULAR MEETING

10. Approving and adopting an incentive compensation bonus plan for Michael T. Burns, Director of Transportation for Fiscal Year 2001 based on the Agency's achievement of milestones in accordance with Section 8A.102 (c) of the City Charter.

RECESS REGULAR MEETING AND CONVENE CLOSED SESSION

CLOSED SESSION

1. Call to Order

2. Roll Call

3. Discussion and vote pursuant to Administrative Code Section 67.11(a) as to whether to conduct a closed session and invoke the attorney-client privilege.

4. Pursuant to Government Code Section 54957.6(a) and Administrative Code Section 67.8, the Municipal Transportation Agency Board shall meet in closed session for:

CONFERENCE WITH LABOR NEGOTIATOR

CCSF Representative: Larry Williams and/or his designees

Employee Organizations:

TWU, Local 200-A; Electrical Workers, Local 6; Automotive Machinists, Local 1414; IFPTE, Local 21; TWU 250-A; Laborers, Local 261; Municipal Executives Association; Stationary Engineers, Local 39; Teamsters, Local 853; Carpenters, Local 22; Painters, Local 4; Operating Engineers, Local 3; Sheetmetal, Local 104; Glaziers, Local 718; Plumbers, Local 38.

To discuss:

_X_ Wages
_X_ Hours
_X_ Benefits
_X_ Working Conditions
_X_ Other

ADJOURN CLOSED SESSION AND RECONVENE REGULAR MEETING

11. Announcement of Closed Session.

12. Motion to disclose or not disclose the information discussed in closed session.

ADJOURN

The Ethics Commission of the City and County of San Francisco has asked us to remind individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [SF Admin. Code Sections 16.520 - 16.534] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the Ethics Commission at 1390 Market Street, Suite 801, San Francisco, CA 94102, telephone (415) 554-9510, fax (415) 554-8757 and web site: sfgov.org/ethics.

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1/20/01

Municipal Transportation Agency
Board of Directors
City and County of San Francisco

MINUTES

TUESDAY, FEBRUARY 20, 2001
ROOM 400, CITY HALL
1 CARLTON B. GOODLETT PLACE

REGULAR MEETING
5:00 P.M.

CLOSED SESSION
Immediately following the
Regular Meeting

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BOARD OF DIRECTORS

H. Welton Flynn, Chairman
Enid Lim, Vice Chairman
Jim Bourgart
Shirley Breyer Black
Mike Casey
Jose Cisneros
Cleopatra Vaughns

Michael T. Burns
DIRECTOR OF TRANSPORTATION

Roberta Boomer
BOARD SECRETARY

401 VAN NESS AVENUE-SUITE 334 -SAN FRANCISCO-CA. 94102-4524
☎(415) 554-6896 FAX (415) 554-4143

5:00 - REGULAR MEETING

ORDER OF BUSINESS

1. Call to Order

Chairman Flynn called the meeting to order at 5:05 p.m.

2. Roll Call

Present: Shirley Breyer Black
Jim Bourgart
Mike Casey
Jose Cisneros
H. Welton Flynn
Enid Lim
Cleopatra Vaughns

3. Approval of Minutes

On motion to approve the minutes of the February 6, 2001 Regular Meeting: unanimously approved.

4. Communications

(4.1) Announcement of prohibition of sound producing devices during the meeting.

Chairman Flynn announced that the ringing of and use of cell phones, pagers and similar sound-producing electronic devices are prohibited at the meeting. He advised that any person responsible for the ringing or use of a cell phone, pager, or other similar sound-producing electronic devices may be removed from the meeting.

5. Introduction of New or Old Business by Board Members

None.

6. Director's Report (For discussion only)

-Muni's Mission, Vision and Values
-Quarterly Report on Key Capital Projects
-Service Standards Quarterly Report
-Ongoing Muni Activities

Director Burns announced that the groundbreaking ceremony for the Ocean Ave Reconstruction Project was held last week but the city has run into some problems with PG&E. Muni staff is

working with the mayor's office to get PG&E to fulfill their commitment to the community. Muni is proceeding with the first section of work.

Director Burns discussed a series of meetings and workshops to develop a "constitution" for the organization consisting of a Mission Statement, Vision and Values. Meetings will be held this week with labor unions and then at every division so employee input can be solicited. Burns will provide the schedule of meetings to the board and asked for the board's involvement early in the process.

Vince Harris, Deputy General Manager, Construction and Fred Stephens, Deputy General Manager, Maintenance, reviewed the quarterly report on key capital projects.

Director Bourgart asked if staff could report back to the board about a letter received from the Java Beach Café regarding the rail replacement project.

Lisa Mancini, Chief Operations Officer presented the second quarter Service Standards Report and noted that there has been measurable improvement in the system. She discussed current plans to improve the schedule for the Cable Car division. She also announced a Castro Shuttle starting on March 30 to relieve overcrowding on the K & N lines.

7. Citizen's Advisory Council Report

No report was made.

8. Public Comment

Norm Rolfe wondered why cable car schedules can't be kept when there have been a number of street improvements that should have made it easier to keep the schedule. He believes that the biggest reason why cable car service is so erratic is because of malingering. He urged management to address the problem.

Judy West, Madrina Group, sent a package to the board regarding the Mission Street Right of Way. She has been spearheading a project to salvage the land from 8th and Townsend to Treat and use it as a bikeway and greenbelt. She added that it's a real opportunity to set aside land for future light rail. (Chairman Flynn asked Peter Straus to meet with Ms. West regarding her project.)

Deborah Doyle commented on the recent change on the 19-Polk inbound line that is affecting library patrons. The recent change resulted in the elimination of a bus stop in front of the library. Patrons now have to walk 2 blocks to catch the 19-line, many of them seniors and people with disabilities. She commented that library staff weren't consulted about the change and asked for a solution. (Chairman Flynn stated that the board had received other comments about this matter and that staff is looking for a way to solve the situation.)

THE FOLLOWING MATTERS BEFORE THE MUNICIPAL TRANSPORTATION AGENCY BOARD ARE RECOMMENDED FOR ACTION AS STATED BY THE DIRECTOR OF TRANSPORTATION, AND CITY ATTORNEY WHERE APPLICABLE. EXPLANATORY DOCUMENTS FOR ALL CONSENT AND REGULAR CALENDAR ITEMS ARE AVAILABLE FOR REVIEW AT 401 VAN NESS AVE. #334.

CONSENT CALENDAR

9. All matters listed hereunder constitute a Consent Calendar, are considered to be routine by the Municipal Transportation Agency Board, and will be acted upon by a single vote of the Board. There will be no separate discussion of these items unless a member of the Board or the public so requests, in which event the matter shall be removed from the Consent Calendar and considered as a separate item.

(9.1) Requesting the Controller to allot funds and to draw warrants against such funds as are or will be available in payment of the following claims against MUNI:

Mercury Insurance/Swain vs. CCSF, Unlitigated Claim #0101085, in the amount of $4,474.07
Evedel & Salina Benitez vs. CCSF, Superior Ct. Ltd. #175064, in the amount of $7,250
Ferdinand Villar and Prospero Luna vs. CCSF, Superior Ct. Ltd. # 175-224 in the amount of $8,000
Rebecca McCalmon-Kuntz vs. CCSF, Litigated Claim #98J79, in the amount of $8,048.13
Neil Chang vs. CCSF, Unlitigated Claim #00B0395-1, in the amount of $8,500
Francisca Perez vs. CCSF, Unlitigated Claim #99T6462, in the amount of $12,353.50
Marya Contreras vs. CCSF, Litigated Claim #99T0646, in the amount of $17,204
Silipa Masina vs. CCSF, Superior Ct. #310203, in the amount of $27,500
Yu Yue Wan & Hi Yang vs. CCSF, Superior Ct. #312171, in the amount of $47,000
Kwai Sau Ng vs. CCSF, Superior Ct. #313966, in the amount of $75,000
Tamara Anisimova vs. CCSF, Superior Ct. #311937, in the amount of $80,000

RESOLUTION 01-009

(9.2) Certifying that the level of expenditures by the Municipal Transportation Agency for transportation purposes will be sustained at a level that is consistent with the average of its annual expenditures during the 1997-98, 1998-99, and 1999-2000 fiscal years, including funds reserved for transportation purposes, during the fiscal years that the allocations for the Traffic Congestion Relief Program are available for use; and authorizing the Director to execute all Program Supplement Agreements for State Funded Transit Projects. (Explanatory documents include a staff report, and resolution.)

RESOLUTION 01-010

(9.3) Authorizing the Director to advertise a Request for Proposals for Insurance Broker Services for an Owner-Controlled Insurance Program for the Third Street Light Rail Transit Project Initial

Operating Segment, Contract CS-137, to evaluate proposals and interview insurance brokers, select the highest ranking, responsive broker, and to negotiate a contract with the selected broker for an amount not to exceed $1,500,000 and for a term of up to five (5) years. (Explanatory documents include a staff report, scope of services, resolution and financial plan.)

RESOLUTION 01-011

No public comment.

On motion to approve the consent calendar:

ADOPTED: AYES – Black, Bourgart, Casey, Cisneros, Flynn, Lim and Vaughns

REGULAR MEETING

10. Approving and adopting an incentive compensation bonus plan for Michael T. Burns, Director of Transportation for Fiscal Year 2001 based on the Agency's achievement of milestones in accordance with Section 8A.102 (c) of the City Charter.

Chairman Flynn stated that no Muni staff worked on this item. Ed Harrington, City Controller and Gussie Stewart, an independent compensation consultant, prepared the plan.

Gussie Stewart discussed how this plan was formulated, what factors where considered and how the dollar amounts were chosen. This plan will be implemented for FY 2001 and will be in effect through FY 2004. Each year, the board will have to determine the standards by which the performance bonus is based, the dollar amount for each standard as well as the total bonus amount and conduct the appraisal at the end of the year to determine the total bonus amount.

No public comment.

RESOLUTION 01-012

On motion to approve:

ADOPTED: AYES – Black, Bourgart, Casey, Cisneros, Flynn, Lim and Vaughns

RECESS REGULAR MEETING AND CONVENE CLOSED SESSION

CLOSED SESSION

1. Call to Order

Chairman Flynn called the closed session to order at 7:02 p.m.

2. Roll Call

Present: Shirley Breyer Black
Jim Bourgart
Mike Casey
Jose Cisneros
H. Welton Flynn
Enid Lim
Cleopatra Vaughns

Also present: Michael T. Burns, Director of Transportation
Roberta Boomer, Board Secretary
Robert Bryan, Deputy City Attorney
Lisa Mancini, Chief Operations Officer
Larry Williams, Deputy General Manger, HR/LR/EEO
Michael Lewis, Departmental Personnel Officer, HR/LR/EEO

3. Discussion and vote pursuant to Administrative Code Section 67.11(a) as to whether to conduct a closed session and invoke the attorney-client privilege.

On motion to invoke the attorney-client privilege: unanimously approved.

4. Pursuant to Government Code Section 54957.6(a) and Administrative Code Section 67.8, the Municipal Transportation Agency Board shall meet in closed session for:

CONFERENCE WITH LABOR NEGOTIATOR

CCSF Representative: Larry Williams and/or his designees

Employee Organizations:

TWU, Local 200-A; Electrical Workers, Local 6; Automotive Machinists, Local 1414; IFPTE, Local 21; TWU 250-A; Laborers, Local 261; Municipal Executives Association; Stationary Engineers, Local 39; Teamsters, Local 853; Carpenters, Local 22; Painters, Local 4; Operating Engineers, Local 3; Sheetmetal, Local 104; Glaziers, Local 718; Plumbers, Local 38.

To discuss:

_X_ Wages
_X_ Hours
_X_ Benefits
_X_ Working Conditions
_X_ Other

ADJOURN CLOSED SESSION AND RECONVENE REGULAR MEETING - The closed session was adjourned at 7:44 p.m.

11. Announcement of Closed Session.

Chairman Flynn announced the board met in closed session for a conference with their labor negotiator. There was no action taken.

12. Motion to disclose or not disclose the information discussed in closed session.

On motion to not disclose the information discussed: unanimously approved.

ADJOURN - The meeting was adjourned at 7:45 p.m.

A tape of the meeting is on file in the office of the Secretary to the Municipal Transportation Agency Board of Directors.

Roberta Boomer
Board Secretary

The Ethics Commission of the City and County of San Francisco has asked us to remind individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [SF Admin. Code Sections 16.520 - 16.534] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the Ethics Commission at 1390 Market Street, Suite 801, San Francisco, CA 94102, telephone (415) 554-9510, fax (415) 554-8757 and web site: sfgov.org/ethics.

Municipal Transportation Agency
Board of Directors
City and County of San Francisco

NOTICE OF MEETING AND CALENDAR

TUESDAY, MARCH 6, 2001
ROOM 400, CITY HALL
1 CARLTON B. GOODLETT PLAZA

CLOSED SESSION
4:30 P.M.

REGULAR MEETING
5:00 P.M.

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BOARD OF DIRECTORS

H. Welton Flynn, Chairman
Enid Ng Lim, Vice Chairman
Shirley Breyer Black
Jim Bourgart
Mike Casey
Jose Cisneros
Cleopatra Vaughns

Michael T. Burns
DIRECTOR OF TRANSPORTATION

Roberta Boomer
BOARD SECRETARY

401 VAN NESS AVENUE-SUITE 334 -SAN FRANCISCO-CA. 94102-4524
☎(415) 554-6896 FAX (415) 554-4143

ACCESSIBLE MEETING POLICY

The Municipal Transportation Agency Board meeting will be held in Room 400, at 1 Carlton B. Goodlett Plaza (400 Van Ness Ave.), San Francisco, CA. The closest accessible BART station is the Civic Center Station at United Nations Plaza and Market Street. Accessible MUNI lines serving this location are: Muni Metro Lines J-Church, K-Ingleside, L-Taraval, M-Oceanview, and N-Judah at Van Ness and Civic Center Stations; 42-Downtown Loop; 9-San Bruno; and 71-Haight Noriega. For information about MUNI accessible services call 923-6142.

The meeting room is wheelchair accessible. Accessible curbside parking spaces have been designated on the Van Ness Avenue and McAllister Street perimeters of City Hall for mobility impaired persons. There is accessible parking available within the Civic Center Underground Parking Garage at the corner of McAllister and Polk Streets, and within the Performing Arts Parking Garage at Grove and Franklin Streets.

If you require the use of an American sign language interpreter, a sound enhancement system, or a reader during the meeting, such person or system can be made available upon request; please contact Roberta Boomer at (415) 554-6896, at least 72 hours prior to the meeting. Late requests will be honored if possible. Calendars and minutes of the meeting may be available in alternative formats; please contact Roberta Boomer at (415) 554-6896 at least 72 hours in advance of need. Written reports or background materials for calendar items are available for public inspection and copying at 401 Van Ness Ave. #334 during regular business hours.

Individuals with severe allergies, environmental illness, multiple chemical sensitivity or related disabilities should call our accessibility hotline at (415) 252-3112 to discuss meeting accessibility. In order to assist the City's efforts to accommodate such people, attendees at public meetings are reminded that other attendees may be sensitive to various chemical based products. Please help the City to accommodate these individuals.

The ringing of and use of cell phones, pagers and similar sound-producing electronic devices are prohibited at this meeting. Please be advised that the Chair may order the removal from the meeting room of any person(s) responsible for the ringing or use of a cell phone, pager, or other similar sound-producing electronic devices.

KNOW YOUR RIGHTS UNDER THE SUNSHINE ORDINANCE

Government's duty is to serve the public, reaching its decisions in full view of the public. Commissions, boards, councils and other agencies of the City and County exist to conduct the people's business. This ordinance assures that deliberations are conducted before the people and that City operations are open to the people's review.

For more information on your rights under the Sunshine ordinance (Chapter 67 of the San Francisco Administrative Code), to report a violation of the ordinance or to obtain a free copy of the ordinance, contact Donna Hall, Administrator, Sunshine Ordinance Task Force. She can be reached by calling (415) 554-7724, fax (415) 554-7854, by e-mail at Donna_Hall@ci.sf.ca.us, or in writing to #1 Carlton B. Goodlett Place, Room 409, San Francisco, CA 94102-4683.

Copies of the Sunshine Ordinance can also be obtained at the San Francisco Public Library, 100 Larkin St. or on the city's website at www.ci.sf.ca.us/bdsupvrs/sunshine.

4:30 - CLOSED SESSION

1. Call to Order

2. Roll Call

3. Public Comment

4. Discussion and vote pursuant to Administrative Code Section 67.11(a) as to whether to conduct a closed session and invoke the attorney-client privilege.

5. Pursuant to Government Code Sections 54956.9, and Administrative Code Section 67.8 (3) the Municipal Transportation Agency Board will meet in closed session to discuss attorney-client matters in the following case:

CONFERENCE WITH LEGAL COUNSEL (ACTION ITEM)

Anticipated Litigation:

_____ As defendant ___X__ As plaintiff

ADJOURN

5:00 - REGULAR MEETING

ORDER OF BUSINESS

1. Call to Order

2. Roll Call

3. Approval of Minutes

   -February 20, 2001 Regular Meeting

4. Communications

   (4.1) Announcement of prohibition of sound producing devices during the meeting.

5. Introduction of New or Old Business by Board Members

6. Director's Report (For discussion only)

   -Special Recognition Award
   -Status of Motor Coach Purchase
   -Request for buses for the Salt Lake City Olympics
   -2001 Short Range Transit Plan
   -Ongoing Muni Activities

7. Citizen's Advisory Council Report

8. Public Comment

   Members of the public may address the Board on matters that are within the Board's jurisdiction and are not on today's calendar.

THE FOLLOWING MATTERS BEFORE THE MUNICIPAL TRANSPORTATION AGENCY BOARD ARE RECOMMENDED FOR ACTION AS STATED BY THE DIRECTOR OF TRANSPORTATION, AND CITY ATTORNEY WHERE APPLICABLE. EXPLANATORY DOCUMENTS FOR ALL CONSENT AND REGULAR CALENDAR ITEMS ARE AVAILABLE FOR REVIEW AT 401 VAN NESS AVE. #334.

CONSENT CALENDAR

9. All matters listed hereunder constitute a Consent Calendar, are considered to be routine by the Municipal Transportation Agency Board, and will be acted upon by a single vote of the Board. There will be no separate discussion of these items unless a member of the Board or the public so requests, in which event the matter shall be removed from the Consent Calendar and considered as a separate item.

(9.1) Requesting the Controller to allot funds and to draw warrants against such funds as are or will be available in payment of the following claims against MUNI:

Liberty Mutual, subrogee of Judy Ballonado vs. CCSF, Unlitigated Claim #99T15681 in the amount of $7,518.14
Anthony Holbrook vs. CCSF, Unlitigated Claim #00B7491 in the amount of $9556.60
Lorelei Lash vs. CCSF, Superior Ct. #309341, in the amount of $13,500
CF & T Available Concrete Pumping vs. CCSF, Unlitigated Claim#99B20951 in the amount of $14,824.11
Denise Teraoka vs. CCSF, Superior Ct. #302689 in the amount of $15,000
Tat Le and Muy Ly vs. CCSF, Superior Ct. #997309 in the amount of $20,000

(9.2) Authorizing the Director to apply for, accept, and expend $14,392,697 in federal CMAQ, STP, and Section 5307 capital assistance for the following Municipal Railway projects: Bayview Connections Station Area Improvements; Incremental New Treasure Island Transit Service; Integrated Vehicle & Facilities Management System; Muni Metro Subway Improvements; Potrero Division Rehabilitation; Radio Replacement and Communications Systems; Woods Division Renovation (Explanatory documents include a staff report and resolution.)

(9.3) Appointing Jim Bourgart to the Trust Fund Board as a trustee and Shirley Breyer Black to the Trust Fund Board as an alternate. (Explanatory documents include a staff report and resolution.)

(9.4) Authorizing the Director of Transportation to approve the final plans and specifications and authorizing bid call for Third Street Light Rail Transit - Ductbanks at Mission Creek and Islais Creek, Contract Number MR-1148. (Explanatory documents include a staff report, financial plan and resolution.)

REGULAR CALENDAR

10. Authorizing the Director of Transportation to sign a Memorandum of Understanding with the Port of San Francisco, granting Muni the use, in perpetuity, of approximately 17 acres of Port property as the site for the new Metro East Light Rail Vehicle Maintenance and Operations Facility, at a total cost to Muni of $29.7 million, and confirming that recent changes to the Third Street Light Rail Project, as analyzed in an EIR Addendum for the project, do not involve significant environmental impacts. (Explanatory documents include a staff report, resolution, MOU and CEQA/NEPA reevaluation.)

11. Approving the 2001 Legislative Program including objectives to secure Federal New Starts funding for preliminary engineering work for Phase II of the Third Street Light Railway Project (New Central Subway) and other earmark funding at the Federal and state levels for other important projects and pursue legislation that will exempt leaseback arrangements from sales tax. (Explanatory documents include a staff report and resolution.)

12. Authorize the Director of Transportation to execute an amendment to the contract #97-703 for Comprehensive Facility Security Services extending the term of the Contract for six month with an option to extend for an additional six-month period. (Explanatory documents include a staff report, resolution and contract amendment.)

13. Approving Contract Modification No. 1 to Muni Metro Key Stop- Phase D Project, Contract No. MR-1174, with Francis Construction, Inc., increasing the total contract amount by $160,000.00 for an amount not to exceed $1,897,000.00 and extending the time of completion by 150 calendar days from September 13, 2000 to February 28, 2001. (Explanatory documents include a staff report, resolution, contract amendment and financial plan.)

ADJOURN

The Ethics Commission of the City and County of San Francisco has asked us to remind individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [SF Admin. Code Sections 16.520 - 16.534] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the Ethics Commission at 1390 Market Street, Suite 801, San Francisco, CA 94102, telephone (415) 554-9510, fax (415) 554-8757 and web site: sfgov.org/ethics.

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Municipal Transportation Agency
Board of Directors
City and County of San Francisco

MINUTES

TUESDAY, MARCH 6, 2001
ROOM 400, CITY HALL
1 CARLTON B. GOODLETT PLACE

CLOSED SESSION
4:30 P.M.

REGULAR MEETING
5:00 P.M.

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BOARD OF DIRECTORS

H. Welton Flynn, Chairman
Enid Lim, Vice Chairman
Jim Bourgart
Shirley Breyer Black
Mike Casey
Jose Cisneros
Cleopatra Vaughns

Michael T. Burns
DIRECTOR OF TRANSPORTATION

Roberta Boomer
BOARD SECRETARY

401 VAN NESS AVENUE-SUITE 334 -SAN FRANCISCO-CA. 94102-4524
☎(415) 554-6896 FAX (415) 554-4143

4:30 - CLOSED SESSION

1. Call to Order

Chairman Flynn called the closed session to order at 4:35 p.m.

2. Roll Call

Present: Shirley Breyer Black
Jim Bourgart
Mike Casey
Jose Cisneros
H. Welton Flynn
Enid Lim
Cleopatra Vaughns

Also present: Michael T. Burns, Director of Transportation
Roberta Boomer, Board Secretary
Robert Bryan, Deputy City Attorney
Gigi Harrington, Deputy General Manager, Finance
Steve Nickerson, TIDF Administrator
Fred Clarke, Finance Manager
Robin Reitzes, Deputy City Attorney

3. Public Comment

None.

4. Discussion and vote pursuant to Administrative Code Section 67.11(a) as to whether to conduct a closed session and invoke the attorney-client privilege.

On motion to invoke the attorney-client privilege: unanimously approved.

5. Pursuant to Government Code Sections 54956.9, and Administrative Code Section 67.8 (3) the Municipal Transportation Agency Board will meet in closed session to discuss attorney-client matters in the following case:

CONFERENCE WITH LEGAL COUNSEL (ACTION ITEM)

Anticipated Litigation:

_____ As defendant ___X__ As plaintiff

Approving the settlement with the owners of 1301 Sansome St. and 945 Battery St. for the payment of the Transit Impact Development fee plus interest in the amounts of $137,645 and $240,378.75.

RESOLUTION 01-013

On motion to approve:

ADOPTED: AYES – Black, Bourgart, Casey, Cisneros, Flynn, Lim and Vaughns

ADJOURN - The closed session was adjourned at 4:50 p.m.

5:00 - REGULAR MEETING

ORDER OF BUSINESS

1. Call to Order

Chairman Flynn called the meeting to order at 5:00 p.m.

2. Roll Call

Present: Shirley Breyer Black
Jim Bourgart
Mike Casey
Jose Cisneros
H. Welton Flynn
Enid Lim
Cleopatra Vaughns

3. Approval of Minutes

On motion to approve the minutes of the February 20, 2001 Regular Meeting: unanimously approved.

4. Communications

(4.1) Announcement of prohibition of sound producing devices during the meeting.

Chairman Flynn announced that the ringing of and use of cell phones, pagers and similar sound-producing electronic devices are prohibited at the meeting. He advised that any person responsible for the ringing or use of a cell phone, pager, or other similar sound-producing electronic devices may be removed from the meeting.

(4.2) Announcement of Closed Session.

Chairman Flynn announced the board met in closed session to discuss anticipated litigation with the city attorney. The board voted unanimously to recommend settlement with the owners of 1301 Sansome Street and 945 Battery Street for Transit Impact Development Fees in the amounts of $137,645 and $240,378.75, respectively.

(4.3) Motion to disclose or not disclose the information discussed in closed session.

On motion to not disclose the information discussed: unanimously approved.

5. Introduction of New or Old Business by Board Members

Director Bourgart commended Michael Burns and Vince Harris for their responsiveness to the owners of the Java Beach Café.

6. Director's Report (For discussion only)

-Special Recognition Award
-Status of Motor Coach Purchase
-Request for buses for the Salt Lake City Olympics
-2001 Short Range Transit Plan
-Ongoing Muni Activities

Lisa Mancini presented the Special Recognition Award to Frank Porche. While Mr. Porche only joined Muni last August, he exemplifies the kind of employee we all want to see and be. Mr. Porche thanked Mr. Burns and the Board and added that he didn't do anything special.

Michael Burns announced that the Transportation Authority approved a compromise plan to purchase 95 Neoplan motor coaches. The purchase of the remaining 80 vehicles would be deferred until after the alternative fuels pilot program was complete. Muni has committed to seek funding to modify Islais Creek to accommodate future use of alternative fuel technology.

General Manager Burns noted that as part of a nation-wide request, the organizers of the Salt Lake City Winter Olympics have asked Muni to loan them up to 50 buses. While no commitment has yet been made, Muni is looking to see if their request can be accommodated without negatively impacting service.

7. Citizen's Advisory Council Report

Linton Stables, Chairman, CAC, reported that the CAC had discussed the Service Standards Quarterly Report and had made several suggestions for improving the report. He urged the board to try to incorporate these standards into the daily lives of employees to make them aware of the standards and the progress that's being made. He commended Muni for yesterday's hearing and everyone who worked together to do best thing for transportation and the environment in San Francisco.

8. Public Comment

No public comment.

THE FOLLOWING MATTERS BEFORE THE MUNICIPAL TRANSPORTATION AGENCY BOARD ARE RECOMMENDED FOR ACTION AS STATED BY THE DIRECTOR OF TRANSPORTATION, AND CITY ATTORNEY WHERE APPLICABLE. EXPLANATORY DOCUMENTS FOR ALL CONSENT AND REGULAR CALENDAR ITEMS ARE AVAILABLE FOR REVIEW AT 401 VAN NESS AVE. #334.

CONSENT CALENDAR

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(9.1) Requesting the Controller to allot funds and to draw warrants against such funds as are or will be available in payment of the following claims against MUNI:

Liberty Mutual, subrogee of Judy Ballonado vs. CCSF, Unlitigated Claim #99T15681 in the amount of $7,518.14
Anthony Holbrook vs. CCSF, Unlitigated Claim #00B7491 in the amount of $9556.60
Lorelei Lash vs. CCSF, Superior Ct. #309341, in the amount of $13,500
CF & T Available Concrete Pumping vs. CCSF, Unlitigated Claim#99B20951 in the amount of $14,824.11
Denise Teraoka vs. CCSF, Superior Ct. #302689 in the amount of $15,000
Tat Le and Muy Ly vs. CCSF, Superior Ct. #997309 in the amount of $20,000

RESOLUTION 01-014

(9.2) Authorizing the Director to apply for, accept, and expend $14,392,697 in federal CMAQ, STP, and Section 5307 capital assistance for the following Municipal Railway projects: Bayview Connections Station Area Improvements; Incremental New Treasure Island Transit Service; Integrated Vehicle & Facilities Management System; Muni Metro Subway Improvements; Potrero Division Rehabilitation; Radio Replacement and Communications Systems; Woods Division Renovation (Explanatory documents include a staff report and resolution.)

RESOLUTION 01-015

(9.3) Appointing Jim Bourgart to the Trust Fund Board as a trustee and Shirley Breyer Black to the Trust Fund Board as an alternate. (Explanatory documents include a staff report and resolution.)

RESOLUTION 01-016

(9.4) Authorizing the Director of Transportation to approve the final plans and specifications and authorizing bid call for Third Street Light Rail Transit - Ductbanks at Mission Creek and Islais Creek, Contract Number MR-1148. (Explanatory documents include a staff report, financial plan and resolution.)

RESOLUTION 01-017

No public comment.

On motion to approve the consent calendar:

ADOPTED: AYES – Black, Bourgart, Casey, Cisneros, Flynn, Lim and Vaughns

REGULAR CALENDAR

10. Authorizing the Director of Transportation to sign a Memorandum of Understanding with the Port of San Francisco, granting Muni the use, in perpetuity, of approximately 17 acres of Port property as the site for the new Metro East Light Rail Vehicle Maintenance and Operations Facility, at a total cost to Muni of $29.7 million, and confirming that recent changes to the Third Street Light Rail Project, as analyzed in an EIR Addendum for the project, do not involve significant environmental impacts. (Explanatory documents include a staff report, resolution, MOU and CEQA/NEPA reevaluation.)

No public comment.

RESOLUTION 01-018

On motion to approve:

ADOPTED: AYES – Black, Bourgart, Casey, Cisneros, Flynn, Lim and Vaughns

11. Approving the 2001 Legislative Program including objectives to secure Federal New Starts funding for preliminary engineering work for Phase II of the Third Street Light Railway Project (New Central Subway) and other earmark funding at the Federal and state levels for other important projects and pursue legislation that will exempt leaseback arrangements from sales tax. (Explanatory documents include a staff report and resolution.)

No public comment.

RESOLUTION 01-019

On motion to approve:

ADOPTED: AYES – Black, Bourgart, Casey, Cisneros, Flynn, Lim and Vaughns

12. Authorize the Director of Transportation to execute an amendment to the contract #97-703 for Comprehensive Facility Security Services extending the term of the Contract for six months with an option to extend for an additional six-month period. (Explanatory documents include a staff report, resolution and contract amendment.)

No public comment.

RESOLUTION 01-020

On motion to approve:

ADOPTED: AYES – Black, Bourgart, Casey, Cisneros, Flynn, Lim and Vaughns

13. Approving Contract Modification No. 1 to Muni Metro Key Stop- Phase D Project, Contract No. MR-1174, with Francis Construction, Inc., increasing the total contract amount by $160,000.00 for an amount not to exceed $1,897,000.00 and extending the time of completion by 150 calendar days from September 13, 2000 to February 28, 2001. (Explanatory documents include a staff report, resolution, contract amendment and financial plan.)

No public comment.

RESOLUTION 01-021

On motion to approve:

ADOPTED: AYES – Black, Bourgart, Casey, Cisneros, Flynn, Lim and Vaughns

ADJOURN - The meeting was adjourned at 5:40 p.m.

A tape of the meeting is on file in the office of the Secretary to the Municipal Transportation Agency Board of Directors.

R. Boomer

Roberta Boomer
Board Secretary

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Municipal Transportation Agency
Board of Directors
City and County of San Francisco

NOTICE OF MEETING AND CALENDAR

TUESDAY, MARCH 20, 2001
ROOM 400, CITY HALL
1 CARLTON B. GOODLETT PLAZA

CLOSED SESSION
4:30 P.M.

REGULAR MEETING
5:00 P.M.

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BOARD OF DIRECTORS

H. Welton Flynn, Chairman
Enid Ng Lim, Vice Chairman
Shirley Breyer Black
Jim Bourgart
Mike Casey
Jose Cisneros
Cleopatra Vaughns

Michael T. Burns
DIRECTOR OF TRANSPORTATION

Roberta Boomer
BOARD SECRETARY

401 VAN NESS AVENUE-SUITE 334 -SAN FRANCISCO-CA. 94102-4524
☎(415) 554-6896 FAX (415) 554-4143

4:30 - CLOSED SESSION

1. Call to Order

2. Roll Call

3. Public Comment

4. Discussion and vote pursuant to Administrative Code Section 67.11(a) as to whether to conduct a closed session and invoke the attorney-client privilege.

5. Pursuant to Government Code Section 54956.9 and the Administrative Code Section 67.8 (3), the Municipal Transportation Agency Board will meet in Closed Session to discuss and take action on attorney-client matters in the following case:

CONFERENCE WITH LEGAL COUNSEL

Existing Litigation:

> Bayview Hunters Point Community Advocates, Communities for a Better Environment, Latino Issues Forum, Our Children's Earth Foundation, Sierra Club Transportation Solution Defense and Education Fund and Urban Habitat Program, a project of the Tides Center v. Metropolitan Transportation Commission, San Francisco Municipal Railway, Alameda-Contra Costa Transit District U.S. District Court #C 01 0750, filed on February 21, 2001.

ADJOURN

5:00 - REGULAR MEETING

ORDER OF BUSINESS

1. Call to Order

2. Roll Call

3. Approval of Minutes

   -March 6, 2001 Regular Meeting

4. Communications

   (4.1) Announcement of prohibition of sound producing devices during the meeting.

   (4.2) Announcement of Closed Session.

   (4.3) Motion to disclose or not disclose the information discussed in closed session.

5. Introduction of New or Old Business by Board Members

6. Director's Report (For discussion only)

   -38L-Geary Stops at Laguna and Baker
   -Report on APTA Legislative Conference
   -Ongoing Muni Activities

7. Citizen's Advisory Council Report

8. Public Comment

   Members of the public may address the Board on matters that are within the Board's jurisdiction and are not on today's calendar.

THE FOLLOWING MATTERS BEFORE THE MUNICIPAL TRANSPORTATION AGENCY BOARD ARE RECOMMENDED FOR ACTION AS STATED BY THE DIRECTOR OF TRANSPORTATION, AND CITY ATTORNEY WHERE APPLICABLE. EXPLANATORY DOCUMENTS FOR ALL CONSENT AND REGULAR CALENDAR ITEMS ARE AVAILABLE FOR REVIEW AT 401 VAN NESS AVE. #334.

CONSENT CALENDAR

9. All matters listed hereunder constitute a Consent Calendar, are considered to be routine by the Municipal Transportation Agency Board, and will be acted upon by a single vote of the Board. There will be no separate discussion of these items unless a member of the Board or the public so requests, in which event the matter shall be removed from the Consent Calendar and considered as a separate item.

(9.1) Requesting the Controller to allot funds and to draw warrants against such funds as are or will be available in payment of the following claims against MUNI:

Sequoia Financial Service Subrogee of 21st Century vs. CCSF, Unlitigated Claim #0101837 in the amount of $5,947.73
Ting Chit Chan vs. CCSF, Superior Ct. Ltd #178633, in the amount of $6,275
Vanson Suen/State Farm vs. CCSF, Unlitigated Claim #00T06231 in the amount of $7,501.18
Theresa Hearns vs. CCSF, Unlitigated Claim #00B6009 in the amount of $8,798.
Jin Rong Zheng vs. CCSF, Superior Ct. Ltd #183528 in the amount of $9,000

(9.2) Authorizing the Director to advertise a Request for Proposals for Contract RJD-001, 7371 Electrical Maintenance Mechanic Training and Advancement Testing, to evaluate and interview proposers, select the highest ranking Consultant, and negotiate a contract for professional services for a period of up to three years in an amount not to exceed $250,000. (Explanatory documents include a staff report and resolution.)

REGULAR CALENDAR

10. Approving Contract Modification No. 3 to Contract No. MR-1120R, Woods Facility Fuel and Wash Improvements, with Tank Protect Engineering of Northern California, Inc. by increasing the total contract amount by $635,847.10; thereby increasing the contract amount from $7,430,900 to $8,066,747. (Explanatory documents include a staff report, resolution, contract modification and financial plan.)

11. Approving Contract Modification No. 2 to Contract No. MR-1115, No. 1 California/No. 4 Sutter Trolley Overhead Reconstruction, with Abbett Electric Corporation, increasing the total contract amount by $240,914, for a total amount not to exceed $6,103,451, and extending the time of completion by 164 calendar days, from March 30, 2001 to September 10, 2001. (Explanatory documents include a staff report, resolution, contract modification and financial plan.)

ADJOURN

Municipal Transportation Agency
Board of Directors
City and County of San Francisco

MINUTES

TUESDAY, MARCH 20, 2001
ROOM 400, CITY HALL
1 CARLTON B. GOODLETT PLACE

CLOSED SESSION
4:30 P.M.

REGULAR MEETING
5:00 P.M.

BOARD OF DIRECTORS

H. Welton Flynn, Chairman
Enid Lim, Vice Chairman
Jim Bourgart
Shirley Breyer Black
Mike Casey
Jose Cisneros
Cleopatra Vaughns

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Michael T. Burns
DIRECTOR OF TRANSPORTATION

Roberta Boomer
BOARD SECRETARY

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4:30 - CLOSED SESSION

1. Call to Order

Vice Chairman Lim called the closed session to order at 4:35 p.m.

2. Roll Call

Present: Shirley Breyer Black
Jim Bourgart
Mike Casey
Jose Cisneros
Enid Lim
Cleopatra Vaughns

Absent: H. Welton Flynn

Also present: Michael T. Burns, Director of Transportation
Roberta Boomer, Board Secretary
Robert Bryan, Deputy City Attorney
Walt Streeter, Deputy General Manager, External Affairs
Rona Sandler, Deputy City Attorney
Donald Margolis, Deputy City Attorney
Robin Reitzes, Deputy City Attorney

3. Public Comment

None.

4. Discussion and vote pursuant to Administrative Code Section 67.11(a) as to whether to conduct a closed session and invoke the attorney-client privilege.

On motion to invoke the attorney-client privilege: unanimously approved (Flynn-absent).

5. Pursuant to Government Code Section 54956.9 and the Administrative Code Section 67.8 (3), the Municipal Transportation Agency Board will meet in Closed Session to discuss and take action on attorney-client matters in the following case:

CONFERENCE WITH LEGAL COUNSEL

Existing Litigation:

Bayview Hunters Point Community Advocates, Communities for a Better Environment, Latino Issues Forum, Our Children's Earth Foundation, Sierra Club Transportation Solution Defense and Education Fund and Urban Habitat Program, a project of the Tides Center v. Metropolitan Transportation Commission, San Francisco Municipal Railway, Alameda-Contra Costa Transit District U.S. District Court #C 01 0750, filed on February 21, 2001.

ADJOURN - The closed session was adjourned at 4:56 p.m.

5:00 - REGULAR MEETING

ORDER OF BUSINESS

1. Call to Order

Vice Chairman Lim called the meeting to order at 5:01 p.m.

2. Roll Call

Present: Shirley Breyer Black
Jim Bourgart
Mike Casey
Jose Cisneros
Enid Lim
Cleopatra Vaughns

Absent: H. Welton Flynn

3. Approval of Minutes

On motion to approve the minutes of the March 6, 2001 Regular Meeting: unanimously approved (Flynn-absent).

4. Communications

(4.1) Announcement of prohibition of sound producing devices during the meeting.

Vice Chairman Lim announced that the ringing of and use of cell phones, pagers and similar sound-producing electronic devices are prohibited at the meeting. She advised that any person responsible for the ringing or use of a cell phone, pager, or other similar sound-producing electronic devices may be removed from the meeting.

(4.2) Announcement of Closed Session.

Vice Chairman Lim announced the board met in closed session to discuss Bayview Hunters Point Community Advocates, Communities for a Better Environment, Latino Issues Forum, Our Children's Earth Foundation, Sierra Club Transportation Solution Defense and Education Fund and Urban Habitat Program, a project of the Tides Center v. Metropolitan Transportation Commission, San Francisco Municipal Railway, Alameda-Contra Costa Transit District with the city attorney. There was no action taken by the Board.

(4.3) Motion to disclose or not disclose the information discussed in closed session.

On motion to not disclose the information discussed: unanimously approved (Flynn-absent).

5. Introduction of New or Old Business by Board Members

None.

6. Director's Report (For discussion only)

-38L-Geary Stops at Laguna and Baker
-Report on APTA Legislative Conference
-Ongoing Muni Activities

7. Citizen's Advisory Council Report

There was no report made.

8. Public Comment

George R. Williams thanked Muni for their action to install a stop on Laguna for 38-Geary Limited.

Eula Walters spoke about Ferry Park on Assessor's lots 202 and 203 and urged Muni to alleviate congestion on Davis St.

Norm Rolfe addressed the proposed change in cable car schedules and noted that service must be in accordance with the July 1, 1971 schedule per Section 16.100 of the Charter. He urged the board to scrap the new schedule.

THE FOLLOWING MATTERS BEFORE THE MUNICIPAL TRANSPORTATION AGENCY BOARD ARE RECOMMENDED FOR ACTION AS STATED BY THE DIRECTOR OF TRANSPORTATION, AND CITY ATTORNEY WHERE APPLICABLE. EXPLANATORY DOCUMENTS FOR ALL CONSENT AND REGULAR CALENDAR ITEMS ARE AVAILABLE FOR REVIEW AT 401 VAN NESS AVE. #334.

CONSENT CALENDAR

9. All matters listed hereunder constitute a Consent Calendar, are considered to be routine by the Municipal Transportation Agency Board, and will be acted upon by a single vote of the Board. There will be no separate discussion of these items unless a member of the Board or the public so requests, in which event the matter shall be removed from the Consent Calendar and considered as a separate item.

(9.1) Requesting the Controller to allot funds and to draw warrants against such funds as are or will be available in payment of the following claims against MUNI:

Sequoia Financial Service Subrogee of 21st Century vs. CCSF, Unlitigated Claim #0101837 in the amount of $5,947.73
Ting Chit Chan vs. CCSF, Superior Ct. Ltd #178633, in the amount of $6,275
Vanson Suen/State Farm vs. CCSF, Unlitigated Claim #00T06231 in the amount of $7,501.18
Theresa Hearns vs. CCSF, Unlitigated Claim #00B6009 in the amount of $8,798.
Jin Rong Zheng vs. CCSF, Superior Ct. Ltd #183528 in the amount of $9,000

RESOLUTION 01-022

(9.2) Authorizing the Director to advertise a Request for Proposals for Contract RJD-001, 7371 Electrical Maintenance Mechanic Training and Advancement Testing, to evaluate and interview proposers, select the highest ranking Consultant, and negotiate a contract for professional services for a period of up to three years in an amount not to exceed $250,000. (Explanatory documents include a staff report and resolution.)

Director Bourgart asked that Item 9.2 be severed so staff could explain the delay in progressing with the training. General Manager Burns reviewed the history and noted that there had been a series of budget, manpower and reorganization issues that had prevented the training from proceeding until this time. He assured the board that there are funds for the training. He also acknowledged Kevin Hughes for his cooperation and perseverance.

PUBLIC COMMENT:

Kevin Hughes, Local 6 stated that training is essential given the increased reliance on electronic systems. People have to be trained and pay attention while being trained

RESOLUTION 01-023

On motion to approve:

ADOPTED: AYES – Black, Bourgart, Casey, Cisneros, Lim and Vaughns

ABSENT – Flynn

No public comment.

On motion to approve the consent calendar (Item 9.2 severed):

ADOPTED: AYES – Black, Bourgart, Casey, Cisneros, Lim and Vaughns

ABSENT – Flynn

REGULAR CALENDAR

10. Approving Contract Modification No. 3 to Contract No. MR-1120R, Woods Facility Fuel and Wash Improvements, with Tank Protect Engineering of Northern California, Inc. by increasing the total contract amount by $635,847.10; thereby increasing the contract amount from $7,430,900 to $8,066,747. (Explanatory documents include a staff report, resolution, contract modification and financial plan.)

Vince Harris stated that larger than expected amounts of contaminated soil were discovered on the project site which prompted the majority of the expenditure.

No public comment.

RESOLUTION 01-024

On motion to approve:

ADOPTED: AYES – Black, Bourgart, Casey, Cisneros, Lim and Vaughns

ABSENT – Flynn

11. Approving Contract Modification No. 2 to Contract No. MR-1115, No. 1 California/No. 4 Sutter Trolley Overhead Reconstruction, with Abbett Electric Corporation, increasing the total contract amount by

$240,914, for a total amount not to exceed $6,103,451, and extending the time of completion by 164 calendar days, from March 30, 2001 to September 10, 2001. (Explanatory documents include a staff report, resolution, contract modification and financial plan.)

No public comment.

RESOLUTION 01-025

On motion to approve:

ADOPTED: AYES – Black, Bourgart, Casey, Cisneros, Lim and Vaughns

ABSENT – Flynn

ADJOURN - The meeting was adjourned at 5:48 p.m.

A tape of the meeting is on file in the office of the Secretary to the Municipal Transportation Agency Board of Directors.

R. Boomer

Roberta Boomer
Board Secretary

The Ethics Commission of the City and County of San Francisco has asked us to remind individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [SF Admin. Code Sections 16.520 - 16.534] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the Ethics Commission at 1390 Market Street, Suite 801, San Francisco, CA 94102, telephone (415) 554-9510, fax (415) 554-8757 and web site: sfgov.org/ethics.

Municipal Transportation Agency
Board of Directors
City and County of San Francisco

NOTICE OF MEETING AND CALENDAR

TUESDAY, APRIL 3, 2001
ROOM 400, CITY HALL
1 CARLTON B. GOODLETT PLAZA

REGULAR MEETING
5:00 P.M.

CLOSED SESSION
Immediately following the Regular Meeting

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BOARD OF DIRECTORS

H. Welton Flynn, Chairman
Enid Ng Lim, Vice Chairman
Shirley Breyer Black
Jim Bourgart
Mike Casey
Jose Cisneros
Cleopatra Vaughns

Michael T. Burns
DIRECTOR OF TRANSPORTATION

Roberta Boomer
BOARD SECRETARY

401 VAN NESS AVENUE-SUITE 334 -SAN FRANCISCO-CA. 94102-4524
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ACCESSIBLE MEETING POLICY

The Municipal Transportation Agency Board meeting will be held in Room 400, at 1 Carlton B. Goodlett Plaza (400 Van Ness Ave.), San Francisco, CA. The closest accessible BART station is the Civic Center Station at United Nations Plaza and Market Street. Accessible MUNI lines serving this location are: Muni Metro Lines J-Church, K-Ingleside, L-Taraval, M-Oceanview, and N-Judah at Van Ness and Civic Center Stations; 42-Downtown Loop; 9-San Bruno; and 71-Haight Noriega. For information about MUNI accessible services call 923-6142.

The meeting room is wheelchair accessible. Accessible curbside parking spaces have been designated on the Van Ness Avenue and McAllister Street perimeters of City Hall for mobility impaired persons. There is accessible parking available within the Civic Center Underground Parking Garage at the corner of McAllister and Polk Streets, and within the Performing Arts Parking Garage at Grove and Franklin Streets.

If you require the use of an American sign language interpreter, a sound enhancement system, or a reader during the meeting, such person or system can be made available upon request; please contact Roberta Boomer at (415) 554-6896, at least 72 hours prior to the meeting. Late requests will be honored if possible. Calendars and minutes of the meeting may be available in alternative formats; please contact Roberta Boomer at (415) 554-6896 at least 72 hours in advance of need. Written reports or background materials for calendar items are available for public inspection and copying at 401 Van Ness Ave. #334 during regular business hours.

Individuals with severe allergies, environmental illness, multiple chemical sensitivity or related disabilities should call our accessibility hotline at (415) 252-3112 to discuss meeting accessibility. In order to assist the City's efforts to accommodate such people, attendees at public meetings are reminded that other attendees may be sensitive to various chemical based products. Please help the City to accommodate these individuals.

The ringing of and use of cell phones, pagers and similar sound-producing electronic devices are prohibited at this meeting. Please be advised that the Chair may order the removal from the meeting room of any person(s) responsible for the ringing or use of a cell phone, pager, or other similar sound-producing electronic devices.

KNOW YOUR RIGHTS UNDER THE SUNSHINE ORDINANCE

Government's duty is to serve the public, reaching its decisions in full view of the public. Commissions, boards, councils and other agencies of the City and County exist to conduct the people's business. This ordinance assures that deliberations are conducted before the people and that City operations are open to the people's review.

For more information on your rights under the Sunshine ordinance (Chapter 67 of the San Francisco Administrative Code), to report a violation of the ordinance or to obtain a free copy of the ordinance, contact Donna Hall, Administrator, Sunshine Ordinance Task Force. She can be reached by calling (415) 554-7724, fax (415) 554-7854, by e-mail at Donna_Hall@ci.sf.ca.us, or in writing to #1 Carlton B. Goodlett Place, Room 409, San Francisco, CA 94102-4683.

Copies of the Sunshine Ordinance can also be obtained at the San Francisco Public Library, 100 Larkin St. or on the city's website at www.ci.sf.ca.us/bdsupvrs/sunshine.

5:00 - REGULAR MEETING

ORDER OF BUSINESS

1. Call to Order

2. Roll Call

3. Approval of Minutes

   -March 20, 2001

4. Communications

   (4.1) Announcement of prohibition of sound producing devices during the meeting.

5. Introduction of New or Old Business by Board Members

6. Director's Report (For discussion only)

   -Special Recognition Award
   -Ballpark Service Report
   -Ongoing Muni Activities

7. Citizen's Advisory Council Report

8. Public Comment

   Members of the public may address the Board on matters that are within the Board's jurisdiction and are not on today's calendar.

THE FOLLOWING MATTERS BEFORE THE MUNICIPAL TRANSPORTATION AGENCY BOARD ARE RECOMMENDED FOR ACTION AS STATED BY THE DIRECTOR OF TRANSPORTATION, AND CITY ATTORNEY WHERE APPLICABLE. EXPLANATORY DOCUMENTS FOR ALL CONSENT AND REGULAR CALENDAR ITEMS ARE AVAILABLE FOR REVIEW AT 401 VAN NESS AVE. #334.

CONSENT CALENDAR

9. All matters listed hereunder constitute a Consent Calendar, are considered to be routine by the Municipal Transportation Agency Board, and will be acted upon by a single vote of the Board. There will be no separate discussion of these items unless a member of the Board or the public so requests, in which event the matter shall be removed from the Consent Calendar and considered as a separate item.

(9.1) Requesting the Controller to allot funds and to draw warrants against such funds as are or will be available in payment of the following claims against MUNI:

Pelayo Trucking vs. CCSF, Unlitigated Claim #00B6040 in the amount of $6180.56
Kin Sun Tao/Farmers Insurance Co. vs. CCSF, Unlitigated Claim #0101565 in the amount of $6992.67

Sook Ling Low vs. CCSF, Unlitigated Claim #0100877 in the amount of $8,000
Barbara Mo Lau Cheong vs. CCSF, Superior Ct. #305829 in the amount of $13,500
Stephen Taylor vs. CCSF, Superior Ct. #305304 in the amount of $15,000
CSE Insurance/Y&M Franko vs. CCS, Unlitigated Claim #0102455 in the amount of $15,131.85
Geraldine Boone vs. CCSF, Superior Ct. #303819 in the amount of $47,500

(9.2) Accepting the closeout of Contract No. MR-1173, Backup Generator Facility for the MUNI Metro Turnback Project; approving the final Contract Modification No.2 increasing the contract amount by $11,027.52, approving the final contract amount of $1,414,828.52, authorizing the release of retention in the amount of $22,513.31 and approving the closeout of this contract to Millard Tong Construction Co. (Explanatory documents include a staff report, resolution, contract modification and financial plan.)

(9.3) Accepting Contract No. MR-1172R, Procurement of Backup Generator and Accessories for the MUNI Metro Turnback Project, with Sierra Detroit Diesel Allison, Inc., approving Contract Modification No. 3, decreasing the contract amount by $277.77, approving the final contract amount of $496,181.23, and approving the closeout of this contract to Sierra Detroit Diesel Allison. (Explanatory documents include a staff report, resolution, contract modification and financial plan.)

(9.4) Authorizes the Director to apply for, accept, and expend $1,980,630 in federal Section 5309 capital assistance for the Motor Coach Replacement project. (Explanatory documents include a staff report and resolution.)

(9.5) Authorizing the Director to issue a Request for Proposals for Contract MR-1138, an integrated Automatic Vehicle Location System, to evaluate and interview proposers, select the highest ranking proposer, and to negotiate a contract for developing, acquiring, installing and implementing an integrated system. (Explanatory documents include a staff report, resolution and financial plan.)

REGULAR CALENDAR

10. Authorizing the Director of Transportation to execute a Memorandum of Understanding with the Port and the Redevelopment Agency for the construction of a substation on Illinois Street, between 16th and Mariposa Streets, and lease such property to Muni and finding that no revisions to the Final Environmental Impact Statement and Report are required by the transfer of this property since no substantial changes or information have occurred that change the previously adopted findings. (Explanatory documents include a staff report, resolution and Memorandum of Understanding.)

11. Authorizing the Director to execute a Memorandum of Understanding with the Port, and the Department of Real Estate authorizing Muni to construct ductbanks under Mission Creek west of the Fourth Street Bridge and finding that no revisions to the Final Environmental Impact Statement and Report are required since no substantial changes or information have occurred that change the previously adopted findings. (Explanatory documents include a staff report, resolution and Memorandum of Understanding.)

12. Authorizing the Director to execute a Memorandum of Understanding with the Port authorizing the construction of ductbanks under the Islais Creek Bridge and finding that no revisions to the Final Environmental Impact Statement and Report are required since no substantial changes or information have occurred that change the previously adopted findings. (Explanatory documents include a staff report, resolution and Memorandum of Understanding.)

13. Authorizing the Director of Transportation to request the assistance of the San Francisco Municipal Railway Improvement Corporation in the conduct of a near-term economic and land use evaluation of alternative commercial development opportunities at the Kirkland Division site. (Explanatory documents include a staff report, resolution and an exerpt from the Assets Development Study.)

14. Authorizing the award of Contract No. MR-1134, Western Bay Bridge Approach Trolley Overhead Reroute Project, to Kingston/Gildersleeve, a Joint Venture, as the lowest responsive, responsible bidder in the amount of $2,012,330. (Explanatory documents include a staff report, resolution and financial plan.)

15. Authorizing the Director to execute Amendment No. 1 to Contract No. CS-118, As-Needed Professional Rail Engineering Services, with Parsons Brinckerhoff, Quade & Douglas, Inc. to: increase the contract amount by $375,000, for a total contract amount not to exceed $1,375,000; extend the contract duration by one year; and include ACEx Technology as a subconsultant. (Explanatory documents include a staff report, resolution, and contract amendment.)

16. Executing a lease with the Sangiacomo Family Trust, requiring an annual payment of $2,886,751 for 54,467 square feet of office space at 1145 Market St. as of January 1, 2002, extending the lease term through December 31, 2004, requiring improvements to be made by the building management, and requiring an additional one-time payment by Muni of $342,212 for improvements and existing furniture and equipment. (Explanatory documents include a staff report, resolution, and lease.)

RECESS REGULAR MEETING AND CONVENE CLOSED SESSION

CLOSED SESSION

1. Call to Order

2. Roll Call

3. Public Comment

4. Discussion and vote pursuant to Administrative Code Section 67.11(a) as to whether to conduct a closed session and invoke the attorney-client privilege.

5. Pursuant to Government Code Section 54956.9 and the Administrative Code Section 67.8 (3), the Municipal Transportation Agency Board will meet in Closed Session to discuss and take action on attorney-client matters in the following case:

CONFERENCE WITH LEGAL COUNSEL

Existing Litigation:

Hector Vasquez vs. CCSF, Superior Ct. #305616, in the amount of $300,000, filed on 8/11/99

6. Pursuant to Government Code Section 54957.6(a) and Administrative Code Section 67.8, the Municipal Transportation Agency Board shall meet in closed session for:

CONFERENCE WITH LABOR NEGOTIATOR

CCSF Representative: Larry Williams and/or his designees

Employee Organizations:

TWU, Local 200-A; Electrical Workers, Local 6; Automotive Machinists, Local 1414; IFPTE, Local 21; TWU 250-A; Laborers, Local 261; Municipal Executives Association; Stationary Engineers, Local 39; Teamsters, Local 853; Carpenters, Local 22; Painters, Local 4; Operating Engineers, Local 3; Sheetmetal, Local 104; Glaziers, Local 718; Plumbers, Local 38.

To discuss:

_X_ Wages
_X_ Hours
_X_ Benefits
_X_ Working Conditions
_X_ Other

ADJOURN CLOSED SESSION AND RECONVENE REGULAR MEETING

16. Announcement of Closed Session.

17. Motion to disclose or not disclose the information discussed in closed session.

ADJOURN

The Ethics Commission of the City and County of San Francisco has asked us to remind individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [SF Admin. Code Sections 16.520 - 16.534] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the Ethics Commission at 1390 Market Street, Suite 801, San Francisco, CA 94102, telephone (415) 554-9510, fax (415) 554-8757 and web site: sfgov.org/ethics.

Municipal Transportation Agency
Board of Directors
City and County of San Francisco

MINUTES

TUESDAY, APRIL 3, 2001
ROOM 400, CITY HALL
1 CARLTON B. GOODLETT PLACE

REGULAR MEETING
5:00 P.M.

CLOSED SESSION
Immediately following the Regular Meeting

BOARD OF DIRECTORS

H. Welton Flynn, Chairman
Enid Lim, Vice Chairman
Jim Bourgart
Shirley Breyer Black
Mike Casey
Jose Cisneros
Cleopatra Vaughns

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Roberta Boomer
BOARD SECRETARY

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5:00 - REGULAR MEETING

ORDER OF BUSINESS

1. Call to Order

Chairman Flynn called the meeting to order at 5:02 p.m.

2. Roll Call

Present: Shirley Breyer Black
Jim Bourgart
Mike Casey
Jose Cisneros
H. Welton Flynn
Enid Lim
Cleopatra Vaughns

3. Approval of Minutes

On motion to approve the minutes of the March 20, 2001: unanimously approved.

4. Communications

(4.1) Announcement of prohibition of sound producing devices during the meeting.

Chairman Flynn announced that the ringing of and use of cell phones, pagers and similar sound-producing electronic devices are prohibited at the meeting. He advised that any person responsible for the ringing or use of a cell phone, pager, or other similar sound-producing electronic devices may be removed from the meeting.

5. Introduction of New or Old Business by Board Members

None.

6. Director's Report (For discussion only)

-Special Recognition Award
-Ballpark Service Report
-Ongoing Muni Activities

The general manager recognized Patsy Taylor, a Muni operator since 1998 for her exceptional handling of a 45-Union-Stockton trolley coach with a swing load through difficult traffic. Ms. Taylor is a credit to Muni and reflects the spirit of dedication and public service that we're all

striving for. Ms. Taylor was pleased and surprised to receive the award. Director Vaughns expressed the Board's appreciation for Ms. Taylor's hard work and dedication.

General Manager Burns announced that the California Transportation Foundation will present their annual "Tranny" award to Muni for the F-Line. He also announced the start of the Castro Shuttle service and reviewed the ballpark service with the Board.

7. Citizen's Advisory Council Report

No report was made

8. Public Comment

No public comment.

THE FOLLOWING MATTERS BEFORE THE MUNICIPAL TRANSPORTATION AGENCY BOARD ARE RECOMMENDED FOR ACTION AS STATED BY THE DIRECTOR OF TRANSPORTATION, AND CITY ATTORNEY WHERE APPLICABLE. EXPLANATORY DOCUMENTS FOR ALL CONSENT AND REGULAR CALENDAR ITEMS ARE AVAILABLE FOR REVIEW AT 401 VAN NESS AVE. #334.

CONSENT CALENDAR

9. All matters listed hereunder constitute a Consent Calendar, are considered to be routine by the Municipal Transportation Agency Board, and will be acted upon by a single vote of the Board. There will be no separate discussion of these items unless a member of the Board or the public so requests, in which event the matter shall be removed from the Consent Calendar and considered as a separate item.

(9.1) Requesting the Controller to allot funds and to draw warrants against such funds as are or will be available in payment of the following claims against MUNI:

Pelayo Trucking vs. CCSF, Unlitigated Claim #00B6040 in the amount of $6180.56
Kin Sun Tao/Farmers Insurance Co. vs. CCSF, Unlitigated Claim #0101565 in the amount of $6992.67
Sook Ling Low vs. CCSF, Unlitigated Claim #0100877 in the amount of $8,000
Barbara Mo Lau Cheong vs. CCSF, Superior Ct. #305829 in the amount of $13,500
Stephen Taylor vs. CCSF, Superior Ct. #305304 in the amount of $15,000
CSE Insurance/Y&M Franko vs. CCS, Unlitigated Claim #0102455 in the amount of $15,131.85
Geraldine Boone vs. CCSF, Superior Ct. #303819 in the amount of $47,500

RESOLUTION 01-026

(9.2) Accepting the closeout of Contract No. MR-1173, Backup Generator Facility for the MUNI Metro Turnback Project; approving the final Contract Modification No.2 increasing the contract amount by $11,027.52, approving the final contract amount of $1,414,828.52, authorizing the release of retention in the amount of $22,513.31 and approving the closeout of this contract to Millard Tong Construction Co. (Explanatory documents include a staff report, resolution, contract modification and financial plan.)

RESOLUTION 01-027

(9.3) Accepting Contract No. MR-1172R, Procurement of Backup Generator and Accessories for the MUNI Metro Turnback Project, with Sierra Detroit Diesel Allison, Inc., approving Contract Modification No. 3, decreasing the contract amount by $277.77, approving the final contract amount of $496,181.23, and approving the closeout of this contract to Sierra Detroit Diesel Allison. (Explanatory documents include a staff report, resolution, contract modification and financial plan.)

RESOLUTION 01-028

(9.4) Authorizes the Director to apply for, accept, and expend $1,980,630 in federal Section 5309 capital assistance for the Motor Coach Replacement project. (Explanatory documents include a staff report and resolution.)

RESOLUTION 01-029

(9.5) Authorizing the Director to issue a Request for Proposals for Contract MR-1138, an integrated Automatic Vehicle Location System, to evaluate and interview proposers, select the highest ranking proposer, and to negotiate a contract for developing, acquiring, installing and implementing an integrated system. (Explanatory documents include a staff report, resolution and financial plan.)

RESOLUTION 01-030

No public comment.

On motion to approve the consent calendar:

ADOPTED: AYES – Black, Bourgart, Casey, Cisneros, Flynn, Lim and Vaughns

REGULAR CALENDAR

10. Authorizing the Director of Transportation to execute a Memorandum of Understanding with the Port and the Redevelopment Agency for the construction of a substation on Illinois Street, between 16th and Mariposa Streets, and lease such property to Muni and finding that no

revisions to the Final Environmental Impact Statement and Report are required by the transfer of this property since no substantial changes or information have occurred that change the previously adopted findings. (Explanatory documents include a staff report, resolution and Memorandum of Understanding.)

No public comment.

RESOLUTION 01-031

On motion to approve:

ADOPTED: AYES – Black, Bourgart, Casey, Cisneros, Flynn, Lim and Vaughns

11. Authorizing the Director to execute a Memorandum of Understanding with the Port, and the Department of Real Estate authorizing Muni to construct ductbanks under Mission Creek west of the Fourth Street Bridge and finding that no revisions to the Final Environmental Impact Statement and Report are required since no substantial changes or information have occurred that change the previously adopted findings. (Explanatory documents include a staff report, resolution and Memorandum of Understanding.)

No public comment.

RESOLUTION 01-032

On motion to approve:

ADOPTED: AYES – Black, Bourgart, Casey, Cisneros, Flynn, Lim and Vaughns

12. Authorizing the Director to execute a Memorandum of Understanding with the Port authorizing the construction of ductbanks under the Islais Creek Bridge and finding that no revisions to the Final Environmental Impact Statement and Report are required since no substantial changes or information have occurred that change the previously adopted findings. (Explanatory documents include a staff report, resolution and Memorandum of Understanding.)

No public comment.

RESOLUTION 01-033

On motion to approve:

ADOPTED: AYES – Black, Bourgart, Casey, Cisneros, Flynn, Lim and Vaughns

13. Authorizing the Director of Transportation to request the assistance of the San Francisco Municipal Railway Improvement Corporation in the conduct of a near-term economic and land use evaluation of alternative commercial development opportunities at the Kirkland Division site. (Explanatory documents include a staff report, resolution and an exerpt from the Assets Development Study.)

Director Bourgart asked that an estimation and analysis of any hazardous material on-site be included as part of the study.

No public comment.

RESOLUTION 01-034

On motion to approve:

ADOPTED: AYES – Black, Bourgart, Casey, Cisneros, Flynn, Lim and Vaughns

14. Authorizing the award of Contract No. MR-1134, Western Bay Bridge Approach Trolley Overhead Reroute Project, to Kingston/Gildersleeve, a Joint Venture, as the lowest responsive, responsible bidder in the amount of $2,012,330. (Explanatory documents include a staff report, resolution and financial plan.)

No public comment.

RESOLUTION 01-035

On motion to approve:

ADOPTED: AYES – Black, Bourgart, Casey, Cisneros, Flynn, Lim and Vaughns

15. Authorizing the Director to execute Amendment No. 1 to Contract No. CS-118, As-Needed Professional Rail Engineering Services, with Parsons Brinckerhoff, Quade & Douglas, Inc. to: increase the contract amount by $375,000, for a total contract amount not to exceed $1,375,000; extend the contract duration by one year; and include ACEx Technology as a subconsultant. (Explanatory documents include a staff report, resolution, and contract amendment.)

Director Bourgart recused himself from voting due to a conflict of interest.

No public comment.

RESOLUTION 01-036

On motion to approve:

ADOPTED: AYES – Black, Casey, Cisneros, Flynn, Lim and Vaughns

RECUSED – Bourgart

16. Executing a lease with the Sangiacomo Family Trust, requiring an annual payment of $2,886,751 for 54,467 square feet of office space at 1145 Market St. as of January 1, 2002, extending the lease term through December 31, 2004, requiring improvements to be made by the building management, and requiring an additional one-time payment by Muni of $342,212 for improvements and existing furniture and equipment. (Explanatory documents include a staff report, resolution, and lease.)

Director Bourgart asked staff to report back to the board at a future meeting on the progress toward securing a headquarters building for Muni.

No public comment.

RESOLUTION 01-037

On motion to approve:

ADOPTED: AYES – Black, Bourgart, Casey, Cisneros, Flynn, Lim and Vaughns

RECESS REGULAR MEETING AND CONVENE CLOSED SESSION

CLOSED SESSION

1. Call to Order

Chairman Flynn called the closed session to order at 5:39 p.m.

2. Roll Call

Present: Shirley Breyer Black
Jim Bourgart
Mike Casey
Jose Cisneros
H. Welton Flynn
Enid Lim
Cleopatra Vaughns

Also present: Michael T. Burns, Director of Transportation
Roberta Boomer, Board Secretary

Robert Bryan, Deputy City Attorney
Lisa Mancini, Chief Operations Officer
Larry Williams, Deputy General Manger, HR/LR/EEO
Michael Lewis, Personnel Officer, HR/LR/EEO
Ellen Shapiro, Deputy City Attorney

3. Public Comment

None.

4. Discussion and vote pursuant to Administrative Code Section 67.11(a) as to whether to conduct a closed session and invoke the attorney-client privilege.

On motion to invoke the attorney-client privilege: unanimously approved.

5. Pursuant to Government Code Section 54956.9 and the Administrative Code Section 67.8 (3), the Municipal Transportation Agency Board will meet in Closed Session to discuss and take action on attorney-client matters in the following case:

CONFERENCE WITH LEGAL COUNSEL

Existing Litigation:

Hector Vasquez vs. CCSF, Superior Ct. #305616, in the amount of $300,000, filed on 8/11/99

RESOLUTION 01-038

On motion to approve:

ADOPTED: AYES – Black, Bourgart, Casey, Cisneros, Flynn, Lim and Vaughns

6. Pursuant to Government Code Section 54957.6(a) and Administrative Code Section 67.8, the Municipal Transportation Agency Board shall meet in closed session for:

CONFERENCE WITH LABOR NEGOTIATOR

CCSF Representative: Larry Williams and/or his designees

Employee Organizations:

TWU, Local 200-A; Electrical Workers, Local 6; Automotive Machinists, Local 1414; IFPTE, Local 21; TWU 250-A; Laborers, Local 261; Municipal Executives Association; Stationary Engineers, Local 39; Teamsters, Local 853; Carpenters, Local 22; Painters, Local 4; Operating Engineers, Local 3; Sheetmetal,

Local 104; Glaziers, Local 718; Plumbers, Local 38.

To discuss:

_X_ Wages
_X_ Hours
_X_ Benefits
_X_ Working Conditions
_X_ Other

ADJOURN CLOSED SESSION AND RECONVENE REGULAR MEETING - The closed session was adjourned at 6:15 p.m.

16. Announcement of Closed Session.

Chairman Flynn announced the board met in closed session to discuss Vasquez vs. CCSF with the city attorney. The board voted unanimously to recommend settlement of the case. The board also held a conference with their labor negotiator. There was no action taken.

17. Motion to disclose or not disclose the information discussed in closed session.

On motion to not disclose the information discussed: unanimously approved.

ADJOURN - The meeting was adjourned at 6:16 p.m.

A tape of the meeting is on file in the office of the Secretary to the Municipal Transportation Agency Board of Directors.

R. Boomer
Roberta Boomer
Board Secretary

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Municipal Transportation Agency
Board of Directors
City and County of San Francisco

NOTICE OF MEETING AND CALENDAR

TUESDAY, APRIL 17, 2001
ROOM 400, CITY HALL
1 CARLTON B. GOODLETT PLAZA

REGULAR MEETING
5:00 P.M.

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BOARD OF DIRECTORS

H. Welton Flynn, Chairman
Enid Ng Lim, Vice Chairman
Shirley Breyer Black
Jim Bourgart
Mike Casey
Jose Cisneros
Cleopatra Vaughns

Michael T. Burns
DIRECTOR OF TRANSPORTATION

Roberta Boomer
BOARD SECRETARY

401 VAN NESS AVENUE-SUITE 334 -SAN FRANCISCO-CA. 94102-4524
☎(415) 554-6896 FAX (415) 554-4143

ACCESSIBLE MEETING POLICY

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The meeting room is wheelchair accessible. Accessible curbside parking spaces have been designated on the Van Ness Avenue and McAllister Street perimeters of City Hall for mobility impaired persons. There is accessible parking available within the Civic Center Underground Parking Garage at the corner of McAllister and Polk Streets, and within the Performing Arts Parking Garage at Grove and Franklin Streets.

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Individuals with severe allergies, environmental illness, multiple chemical sensitivity or related disabilities should call our accessibility hotline at (415) 252-3112 to discuss meeting accessibility. In order to assist the City's efforts to accommodate such people, attendees at public meetings are reminded that other attendees may be sensitive to various chemical based products. Please help the City to accommodate these individuals.

The ringing of and use of cell phones, pagers and similar sound-producing electronic devices are prohibited at this meeting. Please be advised that the Chair may order the removal from the meeting room of any person(s) responsible for the ringing or use of a cell phone, pager, or other similar sound-producing electronic devices.

KNOW YOUR RIGHTS UNDER THE SUNSHINE ORDINANCE

Government's duty is to serve the public, reaching its decisions in full view of the public. Commissions, boards, councils and other agencies of the City and County exist to conduct the people's business. This ordinance assures that deliberations are conducted before the people and that City operations are open to the people's review.

For more information on your rights under the Sunshine ordinance (Chapter 67 of the San Francisco Administrative Code), to report a violation of the ordinance or to obtain a free copy of the ordinance, contact Donna Hall, Administrator, Sunshine Ordinance Task Force. She can be reached by calling (415) 554-7724, fax (415) 554-7854, by e-mail at Donna_Hall@ci.sf.ca.us, or in writing to #1 Carlton B. Goodlett Place, Room 409, San Francisco, CA 94102-4683.

Copies of the Sunshine Ordinance can also be obtained at the San Francisco Public Library, 100 Larkin St. or on the city's website at www.ci.sf.ca.us/bdsupvrs/sunshine.

5:00 - REGULAR MEETING

ORDER OF BUSINESS

1. Call to Order

2. Roll Call

3. Approval of Minutes

   -April 3, 2001 Regular Meeting

4. Communications

   (4.1) Announcement of prohibition of sound producing devices during the meeting.

5. Introduction of New or Old Business by Board Members

6. Director's Report (For discussion only)

   -EEO Status report
   -Co-Missioning Process
   -Bayview Hunter's Point Neighborhood Issues
   -Ongoing Muni Activities

7. Citizen's Advisory Council Report

8. Public Comment

   Members of the public may address the Board on matters that are within the Board's jurisdiction and are not on today's calendar.

THE FOLLOWING MATTERS BEFORE THE MUNICIPAL TRANSPORTATION AGENCY BOARD ARE RECOMMENDED FOR ACTION AS STATED BY THE DIRECTOR OF TRANSPORTATION, AND CITY ATTORNEY WHERE APPLICABLE. EXPLANATORY DOCUMENTS FOR ALL CONSENT AND REGULAR CALENDAR ITEMS ARE AVAILABLE FOR REVIEW AT 401 VAN NESS AVE. #334.

CONSENT CALENDAR

9. All matters listed hereunder constitute a Consent Calendar, are considered to be routine by the Municipal Transportation Agency Board, and will be acted upon by a single vote of the Board. There will be no separate discussion of these items unless a member of the Board or the public so requests, in which event the matter shall be removed from the Consent Calendar and considered as a separate item.

(9.1) Requesting the Controller to allot funds and to draw warrants against such funds as are or will be available in payment of the following claims against MUNI:

Daniel Trawin vs. CCSF, Superior Ct. Ltd #184462 in the amount of $3,500
Daryl Ondatje vs. CCSF, Superior Ct. #319487 in the amount of $15,000
Dorothy Hamilton vs. CCSF, Unlitigated Claim #99S5016 in the amount of $22,000

(9.2) Amending Resolution 01-001, Settlement of Enrique Bermudez/Department of Justice vs. CCSF, Unlitigated Claim #19711446 by increasing the amount by $5712.58 for a total amount of $38,480.

(9.3) Appointing Michael T. Burns as the MTA Board of Director's representative to the Transbay Joint Powers Authority, pending approval by the Board of Supervisors. (Explanatory documents include a staff report, and resolution.)

REGULAR CALENDAR

10. Adopting a position of support for various Assembly and Senate bills related to transportation funding, Assembly bills 381, 984 and 1396 and Senate Constitution Amendment 3 and recommending to the Mayor's Office of Legislative Affairs that the City also adopt a support position. (Explanatory documents include a staff report, resolution and Assembly and Senate bills.)

11. Authorizing the Director to issue an Information Memorandum for purpose of seeking bids from potential investors who are interested in participating in a Leveraged Lease financing involving up to 150 Breda light rail vehicles. (Explanatory documents include a staff report, and resolution.)

12. Authorizing the Director to negotiate and execute a professional services contract with Cambridge Integrated Services Group to provide workers' compensation claims adjusting and administrative services for a total cost not to exceed $2,300,000 per year for a total period of 3 years with two one-year options to extend the term of the contract. (Explanatory documents include a staff report, resolution and agreement.)

13. Authorizing the Director to execute Amendment No. 5 to Contract No. CS-105, Independent Safety Consulting Support for Advanced Train Control System Project, with Lea+Elliott, Inc., to extend the contract duration to December 31, 2001, subject to FTA and Civil Service approval. (Explanatory documents include a staff report, resolution, FTA letter and amendment.)

14. Approving Contract Modification No. 2 to Contract No. MR-1128, Power Improvements to the King Street Substation, with Steiny & Co., increasing the total contract amount by $35,160.46, for a total amount not to exceed $360,305.75, and extending the time of completion by 130 calendar days, from October 4, 2000 to February 11, 2001. (Explanatory documents include a staff report, resolution, financial plan and contract modification.)

15. Approving Contract Modification No. 1 to Contract No. MR-1180, Flynn Facility Re-roofing, with Best Roofing and Waterproofing, increasing the total contract amount by $81,662, for a total amount not to exceed $1,033,243, and extending the time of completion by 90 calendar days, from September 11, 2000 to December 11, 2000. (Explanatory documents include a staff report, resolution, financial plan and contract modification.)

16. Approving Contract Modification No. 4 to Contract No. MR-1120R, Woods Facility Fuel and Wash Improvements, with Tank Protect Engineering of Northern California, Inc., increasing the total contract amount by $551,463, for a total amount not to exceed $8,618,210.10, and extending the time of completion by 208 calendar days, from November 4, 2000 to May 31, 2001. (Explanatory documents include a staff report, resolution, financial plan and contract modification.)

ADJOURN

The Ethics Commission of the City and County of San Francisco has asked us to remind individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [SF Admin. Code Sections 16.520 - 16.534] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the Ethics Commission at 1390 Market Street, Suite 801, San Francisco, CA 94102, telephone (415) 554-9510, fax (415) 554-8757 and web site: sfgov.org/ethics.

Municipal Transportation Agency
Board of Directors
City and County of San Francisco

MINUTES

TUESDAY, APRIL 17, 2001
ROOM 400, CITY HALL
1 CARLTON B. GOODLETT PLACE

REGULAR MEETING
5:00 P.M.

BOARD OF DIRECTORS

H. Welton Flynn, Chairman
Enid Lim, Vice Chairman
Jim Bourgart
Shirley Breyer Black
Mike Casey
Jose Cisneros
Cleopatra Vaughns

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Michael T. Burns
DIRECTOR OF TRANSPORTATION

Roberta Boomer
BOARD SECRETARY

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☎(415) 554-6896 FAX (415) 554-4143

5:00 - REGULAR MEETING

ORDER OF BUSINESS

1. Call to Order

Chairman Flynn called the meeting to order at 5:01 p.m.

2. Roll Call

Present: Shirley Breyer Black
Jim Bourgart
Mike Casey
Jose Cisneros
H. Welton Flynn
Enid Lim
Cleopatra Vaughns

3. Approval of Minutes

On motion to approve the minutes of the April 3, 2001 Regular Meeting: unanimously approved.

4. Communications

(4.1) Announcement of prohibition of sound producing devices during the meeting.

Chairman Flynn announced that the ringing of and use of cell phones, pagers and similar sound-producing electronic devices are prohibited at the meeting. He advised that any person responsible for the ringing or use of a cell phone, pager, or other similar sound-producing electronic devices may be removed from the meeting.

5. Introduction of New or Old Business by Board Members

None.

6. Director's Report (For discussion only)

-EEO Status report
-Co-Missioning Process
-Bayview Hunter's Point Neighborhood Issues
-Ongoing Muni Activities

On Monday, April 23, there will be an Open House at 949 Presidio to kick off the "Backs First" pilot program. Over 225 employees have been tested with 30 people using the machines every day. The program is designed to strengthen back muscles which is a leading cause of work related injuries.

Muni has been asked by the Mayor to work with Supervisor Sophie Maxwell and other department heads to address the health crisis in the Bay View Hunter's Point neighborhoods.

In response to a question posed by Director Vaughns, Vernon Crawley will look at the number of cases of national origin as they remained constant between the two quarters. He will get back to the board with his analysis.

Chairman Flynn noted that this quarter's EEO report is the best ever produced and commended staff for their hard work.

Larry Williams, Deputy G.M., HR/LR/EEO and Michael Haberberger, SEIU briefed the board on Muni's Co-missioning Process.

Director Casey asked staff to explain the differences between various initiatives at a future board meeting.

7. Citizen's Advisory Council Report

No report was made.

8. Public Comment

Frederick Hobson acknowledged that Muni has vastly improved since the arrival of Michael Burns. Mr. Hobson serves on the Animal Welfare Commission and spoke about a resolution unanimously endorsed by the AWC that calls on the Board of Supervisors and the MTA to eliminate charging animals full fares. He pointed out that the fares are infrequently collected and the revenue Muni collects is negligible.

Suzanne Martin also asked the board to eliminate full fares for animals as it creates a hardship for seniors.

Pat Snyder, representing neighbors on 100 Wawona St., spoke about the disruption that the K-Line shuttle has caused residents in her neighborhood. She feels that buses should be on West Portal.

Byron Sigal spoke about the problems with the K-line shuttle in a residential neighborhood. The bus comes every 5 minutes throughout the day and night and the sound permeates the neighborhood. He urged that the line be moved to West Portal, 1 block away.

Moses Grossman has been at 1001 Ulloa for 40 years and has been talking to Muni about problems with the 48-Quintara line for years. With the addition of the K-Shuttle, the situation is unbearable.

Chairman Flynn stated that the situation merits a response from the General Manager and asked him to report back to the board at the next meeting. The board expects to have a resolution to the K-line shuttle by that time. He urged staff to hold meetings with the public prior to the May 1 board meeting.

General Manager Burns thanked the community for expressing their concerns. He became aware of the situation on Monday and made a site visit to the area immediately. He understands the concerns and has identified potential changes. He is working out the details with the community but wants to wait to announce those changes to make sure they don't negatively impact any other community.

THE FOLLOWING MATTERS BEFORE THE MUNICIPAL TRANSPORTATION AGENCY BOARD ARE RECOMMENDED FOR ACTION AS STATED BY THE DIRECTOR OF TRANSPORTATION, AND CITY ATTORNEY WHERE APPLICABLE. EXPLANATORY DOCUMENTS FOR ALL CONSENT AND REGULAR CALENDAR ITEMS ARE AVAILABLE FOR REVIEW AT 401 VAN NESS AVE. #334.

CONSENT CALENDAR

9. All matters listed hereunder constitute a Consent Calendar, are considered to be routine by the Municipal Transportation Agency Board, and will be acted upon by a single vote of the Board. There will be no separate discussion of these items unless a member of the Board or the public so requests, in which event the matter shall be removed from the Consent Calendar and considered as a separate item.

(9.1) Requesting the Controller to allot funds and to draw warrants against such funds as are or will be available in payment of the following claims against MUNI:

Daniel Trawin vs. CCSF, Superior Ct. Ltd #184462 in the amount of $3,500
Daryl Ondatje vs. CCSF, Superior Ct. #319487 in the amount of $15,000
Dorothy Hamilton vs. CCSF, Unlitigated Claim #99S5016 in the amount of $22,000

RESOLUTION 01-039

(9.2) Amending Resolution 01-001, Settlement of Enrique Bermudez/Department of Justice vs. CCSF, Unlitigated Claim #19711446 by increasing the amount by $5712.58 for a total amount of $38,480.

RESOLUTION 01-040

(9.3) Appointing Michael T. Burns as the MTA Board of Director's representative to the Transbay Joint Powers Authority, pending approval by the Board of Supervisors. (Explanatory documents include a staff report, and resolution.)

RESOLUTION 01-041

No public comment.

On motion to approve the consent calendar:

ADOPTED: AYES – Black, Bourgart, Casey, Cisneros, Flynn, Lim and Vaughns

REGULAR CALENDAR

10. Adopting a position of support for various Assembly and Senate bills related to transportation funding, Assembly bills 381, 984 and 1396 and Senate Constitution Amendment 3 and recommending to the Mayor's Office of Legislative Affairs that the City also adopt a support position. (Explanatory documents include a staff report, resolution and Assembly and Senate bills.)

No public comment

RESOLUTION 01-042

On motion to approve:

ADOPTED: AYES – Black, Bourgart, Casey, Cisneros, Flynn, Lim and Vaughns

11. Authorizing the Director to issue an Information Memorandum for purpose of seeking bids from potential investors who are interested in participating in a Leveraged Lease financing involving up to 150 Breda light rail vehicles. (Explanatory documents include a staff report, and resolution.)

No public comment.

RESOLUTION 01-043

On motion to approve:

ADOPTED: AYES – Black, Bourgart, Casey, Cisneros, Flynn, Lim and Vaughns

12. Authorizing the Director to negotiate and execute a professional services contract with Cambridge Integrated Services Group to provide workers' compensation claims adjusting and administrative services for a total cost not to exceed $2,300,000 per year for a total period of 3

years with two one-year options to extend the term of the contract. (Explanatory documents include a staff report, resolution and agreement.)

Director Casey asked for a report that include a breakdown of the types of injuries, where they're occurring and how workers compensation injuries relate to staffing levels.

No public comment.

RESOLUTION 01-044

On motion to approve:

ADOPTED: AYES – Black, Bourgart, Casey, Cisneros, Flynn, Lim and Vaughns

13. Authorizing the Director to execute Amendment No. 5 to Contract No. CS-105, Independent Safety Consulting Support for Advanced Train Control System Project, with Lea+Elliott, Inc., to extend the contract duration to December 31, 2001, subject to FTA and Civil Service approval. (Explanatory documents include a staff report, resolution, FTA letter and amendment.)

No public comment.

RESOLUTION 01-045

On motion to approve:

ADOPTED: AYES – Black, Bourgart, Casey, Cisneros, Flynn, Lim and Vaughns

14. Approving Contract Modification No. 2 to Contract No. MR-1128, Power Improvements to the King Street Substation, with Steiny & Co., increasing the total contract amount by $35,160.46, for a total amount not to exceed $360,305.75, and extending the time of completion by 130 calendar days, from October 4, 2000 to February 11, 2001. (Explanatory documents include a staff report, resolution, financial plan and contract modification.)

No public comment.

RESOLUTION 01-046

On motion to approve:

ADOPTED: AYES – Black, Bourgart, Casey, Cisneros, Flynn, Lim and Vaughns

15. Approving Contract Modification No. 1 to Contract No. MR-1180, Flynn Facility Re-roofing, with Best Roofing and Waterproofing, increasing the total contract amount by $81,662, for a total amount not to exceed $1,033,243, and extending the time of completion by 90

calendar days, from September 11, 2000 to December 11, 2000. (Explanatory documents include a staff report, resolution, financial plan and contract modification.)

No public comment.

RESOLUTION 01-047

On motion to approve:

ADOPTED: AYES – Black, Bourgart, Casey, Cisneros, Flynn, Lim and Vaughns

16. Approving Contract Modification No. 4 to Contract No. MR-1120R, Woods Facility Fuel and Wash Improvements, with Tank Protect Engineering of Northern California, Inc., increasing the total contract amount by $551,463, for a total amount not to exceed $8,618,210.10, and extending the time of completion by 208 calendar days, from November 4, 2000 to May 31, 2001. (Explanatory documents include a staff report, resolution, financial plan and contract modification.)

No public comment.

RESOLUTION 01-048

On motion to approve:

ADOPTED: AYES – Black, Bourgart, Casey, Cisneros, Flynn, Lim and Vaughns

ADJOURN - The meeting was adjourned at 6:34 p.m.

A tape of the meeting is on file in the office of the Secretary to the Municipal Transportation Agency Board of Directors.

R. Boomer

Roberta Boomer
Board Secretary

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Municipal Transportation Agency
Board of Directors
City and County of San Francisco

NOTICE OF MEETING AND CALENDAR

TUESDAY, MAY 1, 2001
ROOM 400, CITY HALL
1 CARLTON B. GOODLETT PLAZA

REGULAR MEETING
5:00 P.M.

CLOSED SESSION
Immediately following the Regular Meeting

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BOARD OF DIRECTORS

H. Welton Flynn, Chairman
Enid Ng Lim, Vice Chairman
Shirley Breyer Black
Jim Bourgart
Mike Casey
Jose Cisneros
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Individuals with severe allergies, environmental illness, multiple chemical sensitivity or related disabilities should call our accessibility hotline at (415) 252-3112 to discuss meeting accessibility. In order to assist the City's efforts to accommodate such people, attendees at public meetings are reminded that other attendees may be sensitive to various chemical based products. Please help the City to accommodate these individuals.

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KNOW YOUR RIGHTS UNDER THE SUNSHINE ORDINANCE

Government's duty is to serve the public, reaching its decisions in full view of the public. Commissions, boards, councils and other agencies of the City and County exist to conduct the people's business. This ordinance assures that deliberations are conducted before the people and that City operations are open to the people's review.

For more information on your rights under the Sunshine ordinance (Chapter 67 of the San Francisco Administrative Code), to report a violation of the ordinance or to obtain a free copy of the ordinance, contact Donna Hall, Administrator, Sunshine Ordinance Task Force. She can be reached by calling (415) 554-7724, fax (415) 554-7854, by e-mail at Donna_Hall@ci.sf.ca.us, or in writing to #1 Carlton B. Goodlett Place, Room 409, San Francisco, CA 94102-4683.

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5:00 - REGULAR MEETING

ORDER OF BUSINESS

1. Call to Order

2. Roll Call

3. Approval of Minutes

   -April 17, 2001 Regular meeting

4. Communications

   (4.1) Announcement of prohibition of sound producing devices during the meeting.

5. Introduction of New or Old Business by Board Members

6. Director's Report (For discussion only)

   -Special Recognition Award
   -K-line Shuttle
   -Service Standards Quarterly Report
   -Ongoing Muni Activities

7. Citizen's Advisory Council Report

8. Public Comment

   Members of the public may address the Board on matters that are within the Board's jurisdiction and are not on today's calendar.

THE FOLLOWING MATTERS BEFORE THE MUNICIPAL TRANSPORTATION AGENCY BOARD ARE RECOMMENDED FOR ACTION AS STATED BY THE DIRECTOR OF TRANSPORTATION, AND CITY ATTORNEY WHERE APPLICABLE. EXPLANATORY DOCUMENTS FOR ALL CONSENT AND REGULAR CALENDAR ITEMS ARE AVAILABLE FOR REVIEW AT 401 VAN NESS AVE. #334.

CONSENT CALENDAR

9. All matters listed hereunder constitute a Consent Calendar, are considered to be routine by the Municipal Transportation Agency Board, and will be acted upon by a single vote of the Board. There will be no separate discussion of these items unless a member of the Board or the public so requests, in which event the matter shall be removed from the Consent Calendar and considered as a separate item.

(9.1) Requesting the Controller to allot funds and to draw warrants against such funds as are or will be available in payment of the following claims against MUNI:

Peifu Fang vs. CCSF, Unlitigated Claim #00T881 in the amount of $5172.10
Beverly McGee vs. CCSF, Unlitigated Claim #0100410 in the amount of $7,000
Kenneth Nash vs. CCSF, Unlitigated Claim #0101159 in the amount of 12,820.71
Lucille Barrett vs. CCSF, Superior Ct. #311506 in the amount of $60,000

(9.2) Authorizing the Director to execute an agreement with BART to effect the FY2001 payment from BART for FY 2001 feeder bus service to BART stations to encourage the use of regional public transit in the amount of $2,449,471. (Explanatory documents include a staff report, resolution and agreement.)

(9.3) Delegating to the Director of Transportation the authority to negotiate and execute a special services contract with Otis Elevator Company for full service elevator maintenance in the amount of $429.73 per month in the first annual period at the 700 Pennsylvania Maintenance Facility for a period of three years extendable to five years. (Explanatory documents include a staff report, resolution and extract from the Administrative Code.)

REGULAR CALENDAR

10. Recommending that the Board of Supervisors approve payment of an incentive fee in the amount of $409,901 under Contract CS-128, Professional Services with Booz, Allen & Hamilton, Inc.; releasing $239,126 held in reserve; approving the closeout of Contract CS-128, and execution of the final payment in the amount of $409,901. (Explanatory documents include a staff report, and resolution.)

RECESS REGULAR MEETING AND CONVENE CLOSED SESSION

CLOSED SESSION

1. Call to Order

2. Roll Call

3. Public Comment

4. Discussion and vote pursuant to Administrative Code Section 67.11(a) as to whether to conduct a closed session and invoke the attorney-client privilege.

5. Pursuant to Government Code Section 54957.6(a) and Administrative Code Section 67.8, the Municipal Transportation Agency Board shall meet in closed session for:

CONFERENCE WITH LABOR NEGOTIATOR

CCSF Representative: Larry Williams and/or his designees

Employee Organizations:

TWU, Local 250-A Electrical Workers, Local 6; Automotive Machinists, Local 1414; IFPTE, Local 21; TWU 250-A; Laborers, Local 261; Municipal Executives Association; Stationary Engineers, Local 39; Teamsters, Local 853; Carpenters, Local 22; Painters, Local 4; Operating Engineers, Local 3; Sheetmetal, Local 104; Glaziers, Local 718; Plumbers, Local 38.

ADJOURN CLOSED SESSION AND RECONVENE REGULAR MEETING

11. Announcement of Closed Session.

12. Motion to disclose or not disclose the information discussed in closed session.

ADJOURN

The Ethics Commission of the City and County of San Francisco has asked us to remind individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [SF Admin. Code Sections 16.520 - 16.534] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the Ethics Commission at 1390 Market Street, Suite 801, San Francisco, CA 94102, telephone (415) 554-9510, fax (415) 554-8757 and web site: sfgov.org/ethics.

Municipal Transportation Agency
Board of Directors
City and County of San Francisco

MINUTES

TUESDAY, MAY 1, 2001
ROOM 400, CITY HALL
1 CARLTON B. GOODLETT PLACE

REGULAR MEETING
5:00 P.M.

CLOSED SESSION
Immediately Following the Regular Meeting

BOARD OF DIRECTORS

H. Welton Flynn, Chairman
Enid Lim, Vice Chairman
Jim Bourgart
Shirley Breyer Black
Mike Casey
Jose Cisneros
Cleopatra Vaughns

DOCUMENTS DEPT.

MAY 1 0 2001

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Michael T. Burns
DIRECTOR OF TRANSPORTATION

Roberta Boomer
BOARD SECRETARY

401 VAN NESS AVENUE-SUITE 334 -SAN FRANCISCO-CA. 94102-4524
☎(415) 554-6896 FAX (415) 554-4143

5:00 - REGULAR MEETING

ORDER OF BUSINESS

1. Call to Order

   Chairman Flynn called the meeting to order at 5:00 p.m.

2. Roll Call

   Present: Shirley Breyer Black
   Jim Bourgart
   Mike Casey
   Jose Cisneros
   H. Welton Flynn
   Enid Lim
   Cleopatra Vaughns

3. Approval of Minutes

   On motion to approve the minutes of the April 17, 2001 Regular meeting: unanimously approved.

4. Communications

   (4.1) Announcement of prohibition of sound producing devices during the meeting.

Chairman Flynn announced that the ringing of and use of cell phones, pagers and similar sound-producing electronic devices are prohibited at the meeting. He advised that any person responsible for the ringing or use of a cell phone, pager, or other similar sound-producing electronic devices may be removed from the meeting.

5. Introduction of New or Old Business by Board Members

Director Cisneros asked staff to investigate the possibility of working with cellular phone service providers and BART to offer cell phone service in the subway.

6. Director's Report (For discussion only)

   -Special Recognition Award
   -K-line Shuttle
   -Service Standards Quarterly Report

-Ongoing Muni Activities

General Manager Burns presented this month's Special Recognition Award to Victor Dunn. Victor is a person who gets things done, especially high priority, confidential and rush projects. He exemplifies quality customer service.

Victor Dunn thanked Mr. Burns and the Board but said that he couldn't be successful unless all employees are diligent in doing their jobs. Chairman Flynn added his personal thanks and expressed appreciation for Mr. Dunn's hard work on behalf of the board.

Mr. Burns announced a solution to the K-line bus shuttle issue raised at the last meeting by Wawona St. Residents. Muni will use the West Portal Business corridor as the turnaround. He thanked the community and Muni staff for their responsiveness.

Mr. Burns invited the Board to attend the Rail Roadeo at Green Division on Saturday, May 5 from 9:00 a.m. to 1:00 a.m. The winners of the local rodeo will compete nationally in Boston in June. Also on Saturday Muni staff will be attending the first of 11 district budget hearings to determine how city government can better meet resident's needs.

The Quarterly Service Standards Report was presented by Lisa Mancini, Chief Operations Officer. She will present next year's standards to the board in June for adoption.
Overall, the statistics show measurable improvements in many areas of performance.

Director Lim asked staff to review with the board how the Service Standards are measured.

7. Citizen's Advisory Council Report

Linton Stables, Chairman, CAC, reported a problem at the CAC of reaching a quorum because the new members of the Board of Supervisors haven't made their appointments. He noted that the CAC is in total agreement that MTC's formula to set San Francisco's funds are inappropriate as Muni is a system that encourages high transit use, high ridership, and contributes to a cleaner environment. The CAC wants to work toward getting a better deal for the whole bay area. (Chairman Flynn asked that the board be provided with a list of current CAC members and that a letter be sent to the Board of Supervisors asking for appointees.)

8. Public Comment

Phil Snyder thanked the board for the opportunity to address the board. He lives at 198 Wawona and represents the neighbors. He said they got an excellent response to the issues they raised at the last meeting and hopes Muni will re-route the 48 line soon. He thanked Laura Spanjian and Joyce Garay in particular for responding so quickly. (Chairman Flynn stated that the board is happy that Muni was able to resolve the problem and thanked the community and staff for their cooperation and quick response.)

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CONSENT CALENDAR

9. All matters listed hereunder constitute a Consent Calendar, are considered to be routine by the Municipal Transportation Agency Board, and will be acted upon by a single vote of the Board. There will be no separate discussion of these items unless a member of the Board or the public so requests, in which event the matter shall be removed from the Consent Calendar and considered as a separate item.

(9.1) Requesting the Controller to allot funds and to draw warrants against such funds as are or will be available in payment of the following claims against MUNI:

Peifu Fang vs. CCSF, Unlitigated Claim #00T881 in the amount of $5172.10
Beverly McGee vs. CCSF, Unlitigated Claim #0100410 in the amount of $7,000
Kenneth Nash vs. CCSF, Unlitigated Claim #0101159 in the amount of 12,820.71
Lucille Barrett vs. CCSF, Superior Ct. #311506 in the amount of $60,000

RESOLUTION 01-049

(9.2) Authorizing the Director to execute an agreement with BART to effect the FY2001 payment from BART for FY 2001 feeder bus service to BART stations to encourage the use of regional public transit in the amount of $2,449,471. (Explanatory documents include a staff report, resolution and agreement.)

RESOLUTION 01-050

(9.3) Delegating to the Director of Transportation the authority to negotiate and execute a special services contract with Otis Elevator Company for full service elevator maintenance in the amount of $429.73 per month in the first annual period at the 700 Pennsylvania Maintenance Facility for a period of three years extendable to five years. (Explanatory documents include a staff report, resolution and extract from the Administrative Code.)

RESOLUTION 01-051

No public comment.

On motion to approve the consent calendar:

ADOPTED: AYES – Black, Bourgart, Casey, Cisneros, Flynn, Lim and Vaughns

REGULAR CALENDAR

10. Recommending that the Board of Supervisors approve payment of an incentive fee in the amount of $409,901 under Contract CS-128, Professional Services with Booz, Allen & Hamilton, Inc.; releasing $239,126 held in reserve; approving the closeout of Contract CS-128, and execution of the final payment in the amount of $409,901. (Explanatory documents include a staff report, and resolution.)

Director Casey urged staff to get assurances from Booz Allen & Hamilton that they are satisfied with this payment so the contract can be closed. He requested the assurance in writing before the Board takes action on the contract.

Item 10 was continued to a future meeting.

RECESS REGULAR MEETING AND CONVENE CLOSED SESSION

CLOSED SESSION

1. Call to Order

Chairman Flynn called the closed session to order at 6:14 p.m.

2. Roll Call

Present: Shirley Breyer Black
Jim Bourgart
Mike Casey
Jose Cisneros
H. Welton Flynn
Enid Lim
Cleopatra Vaughns

Also present: Michael T. Burns, Director of Transportation
Roberta Boomer, Board Secretary
Robert Bryan, Deputy City Attorney
Lisa Mancini, Chief Operations Officer
Larry Williams, Deputy General Manger, HR/LR/EEO
Gigi Harrington, Deputy General Manager, Finance and Administration
Fred Stephens, Deputy General Manager, Maintenance
Michael Lewis, Department Personnel Officer, HR/LR/EEO

3. Public Comment

None.

4. Discussion and vote pursuant to Administrative Code Section 67.11(a) as to whether to conduct a closed session and invoke the attorney-client privilege.

On motion to invoke the attorney-client privilege: unanimously approved.

5. Pursuant to Government Code Section 54957.6(a) and Administrative Code Section 67.8, the Municipal Transportation Agency Board shall meet in closed session for:

CONFERENCE WITH LABOR NEGOTIATOR

CCSF Representative: Larry Williams and/or his designees

Employee Organizations:

TWU, Local 250-A Electrical Workers, Local 6; Automotive Machinists, Local 1414; IFPTE, Local 21; TWU 250-A; Laborers, Local 261; Municipal Executives Association; Stationary Engineers, Local 39; Teamsters, Local 853; Carpenters, Local 22; Painters, Local 4; Operating Engineers, Local 3; Sheetmetal, Local 104; Glaziers, Local 718; Plumbers, Local 38.

ADJOURN CLOSED SESSION AND RECONVENE REGULAR MEETING - The closed session was adjourned at 6:35 p.m.

11. Announcement of Closed Session.

Chairman Flynn announced the board met in closed session for a conference with their labor negotiator. There was no action taken.

12. Motion to disclose or not disclose the information discussed in closed session.

On motion to not disclose the information discussed: unanimously approved.

ADJOURN - The meeting was adjourned at 6:37 p.m.

A tape of the meeting is on file in the office of the Secretary to the Municipal Transportation Agency Board of Directors.

R. Boomer

Roberta Boomer
Board Secretary

Municipal Transportation Agency
Board of Directors
City and County of San Francisco

NOTICE OF MEETING AND CALENDAR

TUESDAY, MAY 15, 2001
ROOM 400, CITY HALL
1 CARLTON B. GOODLETT PLAZA

REGULAR MEETING
5:00 P.M.

CLOSED SESSION
Immediately following the Regular Meeting

DOCUMENTS DEPT.
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BOARD OF DIRECTORS

H. Welton Flynn, Chairman
Enid Ng Lim, Vice Chairman
Shirley Breyer Black
Jim Bourgart
Mike Casey
Jose Cisneros
Cleopatra Vaughns

Michael T. Burns
DIRECTOR OF TRANSPORTATION

Roberta Boomer
BOARD SECRETARY

401 VAN NESS AVENUE-SUITE 334 -SAN FRANCISCO-CA. 94102-4524
☎(415) 554-6896 FAX (415) 554-4143

ACCESSIBLE MEETING POLICY

The Municipal Transportation Agency Board meeting will be held in Room 400, at 1 Carlton B. Goodlett Plaza (400 Van Ness Ave.), San Francisco, CA. The closest accessible BART station is the Civic Center Station at United Nations Plaza and Market Street. Accessible MUNI lines serving this location are: Muni Metro Lines J-Church, K-Ingleside, L-Taraval, M-Oceanview, and N-Judah at Van Ness and Civic Center Stations; 42-Downtown Loop; 9-San Bruno; and 71-Haight Noriega. For information about MUNI accessible services call 923-6142.

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5:00 - REGULAR MEETING

190

ORDER OF BUSINESS

1. Call to Order

2. Roll Call

3. Approval of Minutes

   -May 1, 2001 Regular Meeting

4. Communications

   (4.1) Announcement of prohibition of sound producing devices during the meeting.

5. Introduction of New or Old Business by Board Members

6. Director's Report (For discussion only)

   -Quarterly Report on Key Capital Projects
   -SOMA Service Implementation
   -Proposed landmark of Cable Car #1 and Forest Hill station
   -Ongoing Muni Activities

7. Citizen's Advisory Council Report

8. Public Comment

   Members of the public may address the Board on matters that are within the Board's jurisdiction and are not on today's calendar.

THE FOLLOWING MATTERS BEFORE THE MUNICIPAL TRANSPORTATION AGENCY BOARD ARE RECOMMENDED FOR ACTION AS STATED BY THE DIRECTOR OF TRANSPORTATION, AND CITY ATTORNEY WHERE APPLICABLE. EXPLANATORY DOCUMENTS FOR ALL CONSENT AND REGULAR CALENDAR ITEMS ARE AVAILABLE FOR REVIEW AT 401 VAN NESS AVE. #334.

CONSENT CALENDAR

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(9.1) Requesting the Controller to allot funds and to draw warrants against such funds as are or will be available in payment of the following claims against MUNI:

Kwong Tsang/Five Harvest Co. vs. CCSF, Unlitigated Claim #00B0747 in the amount of $5943.3
Lori Kimm vs. CCSF, Superior Ct. #186488 in the amount of $6,500
Sean Kreps vs. CCSF, Unlitigated Claim #00B0638 in the amount of $6670.52
Sam Ho vs. CCSF, Unlitigated Claim #00B0458 in the amount of $8504.25
S. Johnston & S. Hetrick vs. CCSF, Unlitigated Claim #0102380 in the amount of $20,251.12
Daniel & Rosana Perez vs. CCSF, Superior Ct. #301811 in the amount of $21,300

(9.2) Authorizing the Director to execute and file appropriate Transportation Development Act, State Transit Assistance, and One-Half Cent Sales Tax (AB1107) fund applications with the Metropolitan Transportation Commission for allocation of TDA, STA, and AB1107 funds in Fiscal Year 2001-2002. (Explanatory documents include a staff report, resolution and opinion of counsel.)

(9.3) Approving the creation of a multi-county transit pass for use on May 31 through June 3, 2001 by transit professionals attending the Amalgamated Transit Union, Local 192 Annual Conference in Oakland. (Explanatory documents include a staff report and resolution.)

(9.4) Approving Contract Modification No. 5 to Contract No. MR-1120R, Woods Facility Fuel and Wash Improvements, with Tank Protect Engineering, extending the time of completion by 30 calendar days, from May 31, 2001 to June 30, 2001. (Explanatory documents include a staff report, financial plan, contract modification and resolution.)

REGULAR CALENDAR

10. Recommending that the Board of Supervisors approve payment of an incentive fee in the amount of $409,901 under Contract CS-128, Professional Services with Booz, Allen & Hamilton, Inc.; releasing $239,126 held in reserve; approving the closeout of Contract CS-128, and execution of the final payment in the amount of $409,901. (Explanatory documents include a staff report, and resolution.)

(NOTE: This item was continued from the meeting of May 1, 2001.)

11. Authorizing the Director to release the draft Short Range Transit Plan on May 15, 2001 for public review, with public comments on the draft SRTP due to Muni on or before June 19, 2001. (Explanatory documents include a staff report, resolution and SRTP.)

12. Urging the Transportation Authority to include the New Central Subway phase of the Third Street Light Rail project in its Track 1 Regional Transportation Plan submittal to the Metropolitan Transportation Commission. (Explanatory documents include a staff report and resolution.)

13. Authorizing the Director to execute a Memorandum of Understanding between the Port Commission and the Municipal Railway for the use of a 3.2-acre improved site at 1399 Marin 9C Street as a temporary storage and maintenance facility for motor coaches and other vehicles, at a monthly rent of $39,130, for a term commencing on June 1, 2001, and ending on May 31, 2006. (Explanatory documents include a staff report, MOU and resolution.)

RECESS REGULAR MEETING AND CONVENE CLOSED SESSION

CLOSED SESSION

1. Call to Order

2. Roll Call

3. Public Comment

4. Discussion and vote pursuant to Administrative Code Section 67.11(a) as to whether to conduct a closed session and invoke the attorney-client privilege.

5. Pursuant to Government Code Sections 54956.9, and Administrative Code Section 67.8 (3) the Municipal Transportation Agency Board will meet in closed session to discuss attorney-client matters in the following case:

CONFERENCE WITH LEGAL COUNSEL

Anticipated Litigation:

_____ As defendant __X__ As plaintiff

6. Pursuant to Government Code Section 54957.6(a) and Administrative Code Section 67.8, the Municipal Transportation Agency Board shall meet in closed session for:

CONFERENCE WITH LABOR NEGOTIATOR

CCSF Representative: Larry Williams and/or his designees

Employee Organizations:

TWU, Local 250-A Electrical Workers, Local 6; Automotive Machinists, Local 1414; IFPTE, Local 21; TWU 250-A; Laborers, Local 261; Municipal Executives Association; Stationary Engineers, Local 39; Teamsters, Local 853; Carpenters, Local 22; Painters, Local 4; Operating Engineers, Local 3; Sheetmetal, Local 104; Glaziers, Local 718; Plumbers, Local 38.

ADJOURN CLOSED SESSION AND RECONVENE REGULAR MEETING

14. Announcement of Closed Session.

15. Motion to disclose or not disclose the information discussed in closed session.

ADJOURN

The Ethics Commission of the City and County of San Francisco has asked us to remind individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [SF Admin. Code Sections 16.520 - 16.534] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the Ethics Commission at 1390 Market Street, Suite 801, San Francisco, CA 94102, telephone (415) 554-9510, fax (415) 554-8757 and web site: sfgov.org/ethics.

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1/15/01

Municipal Transportation Agency
Board of Directors
City and County of San Francisco

MINUTES

TUESDAY, MAY 15, 2001
ROOM 400, CITY HALL
1 CARLTON B. GOODLETT PLACE

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PUBLIC LIBRARY

REGULAR MEETING
5:00 P.M.

CLOSED SESSION
Immediately Following the Regular Meeting

BOARD OF DIRECTORS

H. Welton Flynn, Chairman
Enid Lim, Vice Chairman
Jim Bourgart
Shirley Breyer Black
Mike Casey
Jose Cisneros
Cleopatra Vaughns

Michael T. Burns
DIRECTOR OF TRANSPORTATION

Roberta Boomer
BOARD SECRETARY

401 VAN NESS AVENUE-SUITE 334 -SAN FRANCISCO-CA. 94102-4524
☎(415) 554-6896 FAX (415) 554-4143

5:00 - REGULAR MEETING

ORDER OF BUSINESS

1. Call to Order

Chairman Flynn called the meeting to order at 5:06 p.m.

2. Roll Call

Present: Shirley Breyer Black
Jim Bourgart
Mike Casey
Jose Cisneros
H. Welton Flynn
Enid Lim
Cleopatra Vaughns

3. Approval of Minutes

On motion to approve the minutes of the May 1, 2001 Regular Meeting: unanimously approved.

4. Communications

(4.1) Announcement of prohibition of sound producing devices during the meeting.

Chairman Flynn announced that the ringing of and use of cell phones, pagers and similar sound-producing electronic devices are prohibited at the meeting. He advised that any person responsible for the ringing or use of a cell phone, pager, or other similar sound-producing electronic devices may be removed from the meeting.

5. Introduction of New or Old Business by Board Members

Director Black would like a report about an issue raised by Mr. Hobson at the last meeting regarding waiving the fares for animals other than guide and service animals on Muni. She would like staff to analyze the cost and impact to service. Director Black noted that the overhead wires at California and 19th are poorly placed and that drivers can't pull into the bus stop.

Director Bourgart asked for a report about the timetable and plans for deployment of the GPS/Next Bus technology. He also noted that the Chamber of Commerce will release the results of their annual rider survey next week and asked that a representative attend the next board meeting to present the survey results.

6. Director's Report (For discussion only)

-Quarterly Report on Key Capital Projects
-SOMA Service Implementation
-Proposed landmark of Cable Car #1 and Forest Hill station
-Ongoing Muni Activities

General Manager Burns discussed the City's Landmarks Advisory Board's desire to give landmark status to Car #1 and the Forest Hill Station. Muni staff is working with the City Attorney and City Planning to insure that Muni maintains flexibility for future modifications.

Chairman Flynn asked staff to return to the board with a staff report for further discussion before the board takes any action on the matter.

Director Bourgart noted that he would hate to see Muni's hands tied irretrievably by this action.

The general manager invited the board to the Bay View Hunter's Point meeting on May 31 at the South East Community Center. He has invited Muni employees who live in that area to talk about how to best meet the needs of the residents.

On May 5, Muni held their annual Rail Roadeo at the Green Facility. The winning maintenance team of Hue Khuu, Tom Sheridan, Fernando Leal will be going to Boston to compete nationally. The first and second place finisher in Operations, Paul Lee and Michael Postel will also be going to Boston. Burns noted that Muni is sending a very strong team this year with many of the competitors being repeat winners.

Chairman Flynn asked for a report at the next meeting about a solution for the 19-Polk line.

7. Citizen's Advisory Council Report

There was no report made.

8. Public Comment

Tim Kelly, President, SF Landmarks Board, understands the concerns about landmarking expressed by the directors and noted that the Landmarks Board and Planning staff want to reassure the MTA Board that the landmark designations won't interfere with Muni's ability to serve the people of San Francisco.

Ernestine Weiss asked that the parking meters at the bus stop at Steuart and Market be removed. She noted that the number of pass-bys have increased and asked Muni to train their drivers better. She asked when the #1 California line would get new buses and thinks that a hotel at the Mission/Steuart layover is a mistake.

THE FOLLOWING MATTERS BEFORE THE MUNICIPAL TRANSPORTATION AGENCY BOARD ARE RECOMMENDED FOR ACTION AS STATED BY THE DIRECTOR OF TRANSPORTATION, AND CITY ATTORNEY WHERE APPLICABLE. EXPLANATORY DOCUMENTS FOR ALL CONSENT AND REGULAR CALENDAR ITEMS ARE AVAILABLE FOR REVIEW AT 401 VAN NESS AVE. #334.

CONSENT CALENDAR

9. All matters listed hereunder constitute a Consent Calendar, are considered to be routine by the Municipal Transportation Agency Board, and will be acted upon by a single vote of the Board. There will be no separate discussion of these items unless a member of the Board or the public so requests, in which event the matter shall be removed from the Consent Calendar and considered as a separate item.

(9.1) Requesting the Controller to allot funds and to draw warrants against such funds as are or will be available in payment of the following claims against MUNI:

Kwong Tsang/Five Harvest Co. vs. CCSF, Unlitigated Claim #00B0747 in the amount of $5943.35
Lori Kimm vs. CCSF, Superior Ct. #186488 in the amount of $6,500
Sean Kreps vs. CCSF, Unlitigated Claim #00B0638 in the amount of $6670.52
Sam Ho vs. CCSF, Unlitigated Claim #00B0458 in the amount of $8504.25
S. Johnston & S. Hetrick vs. CCSF, Unlitigated Claim #0102380 in the amount of $20,251.12
Daniel & Rosana Perez vs. CCSF, Superior Ct. #301811 in the amount of $21,300

RESOLUTION 01-052

(9.2) Authorizing the Director to execute and file appropriate Transportation Development Act, State Transit Assistance, and One-Half Cent Sales Tax (AB1107) fund applications with the Metropolitan Transportation Commission for allocation of TDA, STA, and AB1107 funds in Fiscal Year 2001-2002. (Explanatory documents include a staff report, resolution and opinion of counsel.)

RESOLUTION 01-053

(9.3) Approving the creation of a multi-county transit pass for use on May 31 through June 3, 2001 by transit professionals attending the Amalgamated Transit Union, Local 192 Annual Conference in Oakland. (Explanatory documents include a staff report and resolution.)

RESOLUTION 01-054

(9.4) Approving Contract Modification No. 5 to Contract No. MR-1120R, Woods Facility Fuel and Wash Improvements, with Tank Protect Engineering, extending the time of completion by 30 calendar days, from May 31, 2001 to June 30, 2001. (Explanatory documents include a staff report, financial plan, contract modification and resolution.)

RESOLUTION 01-055

No public comment.

On motion to approve the consent calendar:

ADOPTED: AYES – Black, Bourgart, Casey, Cisneros, Flynn, Lim and Vaughns

REGULAR CALENDAR

10. Recommending that the Board of Supervisors approve payment of an incentive fee in the amount of $409,901 under Contract CS-128, Professional Services with Booz, Allen & Hamilton, Inc.; releasing $239,126 held in reserve; approving the closeout of Contract CS-128, and execution of the final payment in the amount of $409,901. (Explanatory documents include a staff report, and resolution.)

No public comment.

RESOLUTION 01-056

On motion to approve:

ADOPTED: AYES – Black, Bourgart, Casey, Cisneros, Flynn, Lim and Vaughns

11. Authorizing the Director to release the draft Short Range Transit Plan on May 15, 2001 for public review, with public comments on the draft SRTP due to Muni on or before June 19, 2001. (Explanatory documents include a staff report, resolution and SRTP.)

No public comment.

RESOLUTION 01-057

On motion to approve:

ADOPTED: AYES – Black, Bourgart, Casey, Cisneros, Flynn, Lim and Vaughns

12. Urging the Transportation Authority to include the New Central Subway phase of the Third Street Light Rail project in its Track 1 Regional Transportation Plan submittal to the Metropolitan Transportation Commission. (Explanatory documents include a staff report and resolution.)

Jose Luis Moscovich and Maria Lombardo of the Transportation Authority addressed the inclusion of the Central Subway in Track 1 of the Regional Transportation Plan.

No public comment.

RESOLUTION 01-058

On motion to approve:

ADOPTED: AYES – Black, Bourgart, Casey, Cisneros, Flynn, Lim and Vaughns

13. Authorizing the Director to execute a Memorandum of Understanding between the Port Commission and the Municipal Railway for the use of a 3.2-acre improved site at 1399 Marin Street as a temporary storage and maintenance facility for motor coaches and other vehicles, at a monthly rent of $39,130, for a term commencing on June 1, 2001, and ending on May 31, 2006. (Explanatory documents include a staff report, MOU and resolution.)

No public comment.

RESOLUTION 01-059

On motion to approve:

ADOPTED: AYES – Black, Bourgart, Casey, Cisneros, Flynn, Lim and Vaughns

RECESS REGULAR MEETING AND CONVENE CLOSED SESSION

CLOSED SESSION

1. Call to Order

Chairman Flynn called the closed session to order at 6:24 p.m.

2. Roll Call

Present: Shirley Breyer Black
Jim Bourgart
Mike Casey
Jose Cisneros
H. Welton Flynn
Enid Lim
Cleopatra Vaughns

Also present: Michael T. Burns, Director of Transportation
Roberta Boomer, Board Secretary
Robert Bryan, Deputy City Attorney

Lisa Mancini, Chief Operations Officer
Larry Williams, Deputy General Manger, HR/LR/EEO
Laura Spanjian, Executive Assistant to the General Manager
Gigi Harrington, Deputy General Manager, Finance
Michael Lewis, Departmental Personnel Officer, HR/LR/EEO

3. Public Comment

None.

4. Discussion and vote pursuant to Administrative Code Section 67.11(a) as to whether to conduct a closed session and invoke the attorney-client privilege.

On motion to invoke the attorney-client privilege: unanimously approved.

5. Pursuant to Government Code Sections 54956.9, and Administrative Code Section 67.8 (3) the Municipal Transportation Agency Board will meet in closed session to discuss attorney-client matters in the following case:

CONFERENCE WITH LEGAL COUNSEL

Anticipated Litigation:

_____ As defendant __X__ As plaintiff

6. Pursuant to Government Code Section 54957.6(a) and Administrative Code Section 67.8, the Municipal Transportation Agency Board shall meet in closed session for:

CONFERENCE WITH LABOR NEGOTIATOR

CCSF Representative: Larry Williams and/or his designees

Employee Organizations:

TWU, Local 250-A Electrical Workers, Local 6; Automotive Machinists, Local 1414; IFPTE, Local 21; TWU 250-A; Laborers, Local 261; Municipal Executives Association; Stationary Engineers, Local 39; Teamsters, Local 853; Carpenters, Local 22; Painters, Local 4; Operating Engineers, Local 3; Sheetmetal, Local 104; Glaziers, Local 718; Plumbers, Local 38.

ADJOURN CLOSED SESSION AND RECONVENE REGULAR MEETING – The closed session was adjourned at 6:54 p.m.

14. Announcement of Closed Session.

Chairman Flynn announced the board met in closed session to discuss anticipated litigation with the city attorney and for a conference with their labor negotiator. There was no action taken.

15. Motion to disclose or not disclose the information discussed in closed session.

On motion to not disclose the information discussed: unanimously approved.

ADJOURN - The meeting was adjourned at 6:55 p.m.

A tape of the meeting is on file in the office of the Secretary to the Municipal Transportation Agency Board of Directors.

R. Boomer

Roberta Boomer
Board Secretary

The Ethics Commission of the City and County of San Francisco has asked us to remind individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [SF Admin. Code Sections 16.520 - 16.534] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the Ethics Commission at 1390 Market Street, Suite 801, San Francisco, CA 94102, telephone (415) 554-9510, fax (415) 554-8757 and web site: sfgov.org/ethics.

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Municipal Transportation Agency
Board of Directors
City and County of San Francisco

NOTICE OF MEETING AND CALENDAR

TUESDAY, JUNE 5, 2001
ROOM 400, CITY HALL
1 CARLTON B. GOODLETT PLAZA

DOCUMENTS DEPT.

MAY 3 1 2001

SAN FRANCISCO
PUBLIC LIBRARY

REGULAR MEETING
5:00 P.M.

CLOSED SESSION
Immediately following the Regular Meeting

BOARD OF DIRECTORS

H. Welton Flynn, Chairman
Enid Ng Lim, Vice Chairman
Shirley Breyer Black
Jim Bourgart
Mike Casey
Jose Cisneros
Cleopatra Vaughns

Michael T. Burns
DIRECTOR OF TRANSPORTATION

Roberta Boomer
BOARD SECRETARY

401 VAN NESS AVENUE-SUITE 334 -SAN FRANCISCO-CA. 94102-4524
☎(415) 554-6896 FAX (415) 554-4143

ACCESSIBLE MEETING POLICY

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KNOW YOUR RIGHTS UNDER THE SUNSHINE ORDINANCE

Government's duty is to serve the public, reaching its decisions in full view of the public. Commissions, boards, councils and other agencies of the City and County exist to conduct the people's business. This ordinance assures that deliberations are conducted before the people and that City operations are open to the people's review.

For more information on your rights under the Sunshine ordinance (Chapter 67 of the San Francisco Administrative Code), to report a violation of the ordinance or to obtain a free copy of the ordinance, contact Donna Hall, Administrator, Sunshine Ordinance Task Force. She can be reached by calling (415) 554-7724, fax (415) 554-7854, by e-mail at Donna_Hall@ci.sf.ca.us, or in writing to #1 Carlton B. Goodlett Place, Room 409, San Francisco, CA 94102-4683.

Copies of the Sunshine Ordinance can also be obtained at the San Francisco Public Library, 100 Larkin St. or on the city's website at www.ci.sf.ca.us/bdsupvrs/sunshine.

5:00 - REGULAR MEETING

ORDER OF BUSINESS

1. Call to Order

2. Roll Call

3. Approval of Minutes

   -May 15, 2001 Regular Meeting

4. Communications

   (4.1) Announcement of prohibition of sound producing devices during the meeting.

5. Introduction of New or Old Business by Board Members

6. Director's Report (For discussion only)

   -Special Recognition Award
   -Chamber of Commerce Annual Ridership Survey
   -Status of the Automatic Vehicle Location System contract
   -19-Polk Street stop
   -Ongoing Muni Activities

7. Citizen's Advisory Council Report

8. Public Comment

   Members of the public may address the Board on matters that are within the Board's jurisdiction and are not on today's calendar.

THE FOLLOWING MATTERS BEFORE THE MUNICIPAL TRANSPORTATION AGENCY BOARD ARE RECOMMENDED FOR ACTION AS STATED BY THE DIRECTOR OF TRANSPORTATION, AND CITY ATTORNEY WHERE APPLICABLE. EXPLANATORY DOCUMENTS FOR ALL CONSENT AND REGULAR CALENDAR ITEMS ARE AVAILABLE FOR REVIEW AT 401 VAN NESS AVE. #334.

CONSENT CALENDAR

9. All matters listed hereunder constitute a Consent Calendar, are considered to be routine by the Municipal Transportation Agency Board, and will be acted upon by a single vote of the Board. There will be no separate discussion of these items unless a member of the Board or the public so requests, in which event the matter shall be removed from the Consent Calendar and considered as a separate item.

(9.1) Requesting the Controller to allot funds and to draw warrants against such funds as are or will be available in payment of the following claims against MUNI:

Rosa Galvan vs. CCSF, Superior Ct. #304-676 in the amount of $2,000
Blanca Marin vs. CCSF, Superior Ct. #182856 in the amount of $5,300
Feng Han Xu vs. CCSF, Unlitigated Claim #0101250 in the amount of $7,084.91
Allen Xavier vs. CCSF, Unlitigated Claim #99B212011 in the amount of $7,800
Leila Rivas vs. CCSF, Unlitigated Claim #99T1424 in the amount of $9,500
Coit Services vs. CCSF, Unlitigated Claim #00B942 in the amount of $9,810.99
Helen Howard vs. CCSF, Unlitigated Claim #0101657 in the amount of $10,000
Gerald Swartz vs. CCSF, Superior Ct. #311425 in the amount of $11,500
Martha Herrera vs. CCSF, Superior Ct. #300122 in the amount of $13,000
Eileen McGuigan vs. CCSF, Superior Ct. #309501 in the amount of $13,500
Pete Bakutes vs. CCSF, Superior Ct. #306881 in the amount of $20,000

(9.2) Authorizing the creation and issuance of a multi-county transit pass for use by people registered for the Rail~Volution Conference in San Francisco from September 12-16, 2001 at no cost to the recipients of the pass. (Explanatory documents include a staff report, and resolution.)

REGULAR CALENDAR

10. Authorizing the Director to enter into negotiations with CIBC World Markets for the purpose of developing the legal documents required in connection with the Breda Car Leveraged Lease financing. (Explanatory documents include a staff report and resolution.)

11. Authorizing the award of Contract No. MR- 1148, Third Street Light Rail Transit - Ductbanks at Mission Creek and Islais Creek, to ProVen Management, Inc., as the lowest responsive, responsible bidder in the amount of $5,397,500. (Explanatory documents include a staff report, resolution, and financial plan.)

12. Authorizing the Director to execute Amendment No. 5 to Contract CS-123, Professional Design and Support Services for Muni Metro Third Street Light Rail Project, with WPK Third Street Consultants, for an amount not to exceed $248,870 for additional professional engineering and technical construction support services, for a total contract amount not to exceed $7,564,047, with no extension of time. (Explanatory documents include a staff report, resolution, agreement and financial plan.)

13. Authorizing the award of Contract No. MR-1124, Muni Metro Electrical Improvements Project, to Kingston Constructors, as the lowest responsive, responsible bidder for an amount not to exceed $2,593,000. (Explanatory documents include a staff report, resolution, and financial plan.)

14. Approving the award of Contract No. MR-1135, Presidio & Potrero Trolley Coach Facility Modifications Project, to Jersey Constructors Inc., the lowest responsive and responsible bidder in the amount of $2,347,611. (Explanatory documents include a staff report, resolution, and financial plan.)

RECESS REGULAR MEETING AND CONVENE CLOSED SESSION

CLOSED SESSION

1. Call to Order

2. Roll Call

3. Public Comment

4. Discussion and vote pursuant to Administrative Code Section 67.11(a) as to whether to conduct a closed session and invoke the attorney-client privilege.

5. Pursuant to Government Code Section 54956.9 and the Administrative Code Section 67.8 (3), the Municipal Transportation Agency Board will meet in Closed Session to discuss and take action on attorney-client matters in the following case:

CONFERENCE WITH LEGAL COUNSEL

Existing Litigation:

> Dante Galura ex rel. United States, et al. v. San Luis Gonzaga Construction et al, U.S. District Court No. C-96-2350, filed on June 27, 1996

ADJOURN CLOSED SESSION AND RECONVENE REGULAR MEETING

15. Announcement of Closed Session.

16. Motion to disclose or not disclose the information discussed in closed session.

ADJOURN

Municipal Transportation Agency
Board of Directors
City and County of San Francisco

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MINUTES

TUESDAY, JUNE 5, 2001
ROOM 400, CITY HALL
1 CARLTON B. GOODLETT PLACE

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SAN FRANCISCO
PUBLIC LIBRARY

REGULAR MEETING
5:00 P.M.

CLOSED SESSION
Immediately Following the Regular Meeting

BOARD OF DIRECTORS

H. Welton Flynn, Chairman
Enid Lim, Vice Chairman
Jim Bourgart
Shirley Breyer Black
Mike Casey
Jose Cisneros
Cleopatra Vaughns

Michael T. Burns
DIRECTOR OF TRANSPORTATION

Roberta Boomer
BOARD SECRETARY

401 VAN NESS AVENUE-SUITE 334 -SAN FRANCISCO-CA. 94102-4524
☎(415) 554-6896 FAX (415) 554-4143

5:00 - REGULAR MEETING

ORDER OF BUSINESS

1. Call to Order

Chairman Flynn called the meeting to order at 5:05 p.m.

2. Roll Call

Present: Shirley Breyer Black
Jim Bourgart
Mike Casey
Jose Cisneros
H. Welton Flynn
Enid Lim
Cleopatra Vaughns

3. Approval of Minutes

On motion to approve the minutes of the May 15, 2001 Regular Meeting: unanimously approved.

4. Communications

(4.1) Announcement of prohibition of sound producing devices during the meeting.

Chairman Flynn announced that the ringing of and use of cell phones, pagers and similar sound-producing electronic devices are prohibited at the meeting. He advised that any person responsible for the ringing or use of a cell phone, pager, or other similar sound-producing electronic devices may be removed from the meeting.

The board secretary announced that staff had requested that Item 14, Contract Award for MR-1135, Presidio & Potrero Trolley Coach Facility Modification Project be removed from the calendar.

5. Introduction of New or Old Business by Board Members

Director Lim asked for an explanation of the ATCS system.

6. Director's Report (For discussion only)

-Special Recognition Award
-Chamber of Commerce Annual Ridership Survey
-Status of the Automatic Vehicle Location System contract

-19-Polk Street stop
-Ongoing Muni Activities

The General Manager's Special Recognition award was presented to Gene Turner at Central Control for his smooth and effective leadership as Lead-Logistics Dispatcher for the AM shift. The quality of service Muni provides to our customers is always Gene's primary concern. Mr. Turner thanked management, his union and his coworkers and particularly those on the street and in the shop. Chairman Flynn thanked Mr. Turner on behalf of the board.

Roberta Achtenberg of the S.F. Chamber of Commerce and Paul Looman of GLS Research discussed the Chamber of Commerce survey results showing that a majority of riders are satisfied with Muni's service. She acknowledged all employees for the work done to affect this dramatic turnaround.

Director Casey suggested that people from the immigrant community be included in next year's survey as they are heavily dependent on Muni. Director Black suggested using other languages for future surveys. The general manager noted that Muni is doing employee and rider surveys and he will look into that possibility.

Director Lim noted that over the weekend there were dissatisfied customers on Van Ness due to the lack of signage for reroutes caused by the Black and White Ball and the Union Street Fair. She suggested that Muni put up a notice several days ahead and ask the hosts of these kinds of events to put up and monitor the signs. General Manager Burns will follow up with Operations to see what can be done.

7. Citizen's Advisory Council Report

No report was made.

8. Public Comment

No public comment.

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CONSENT CALENDAR

9. All matters listed hereunder constitute a Consent Calendar, are considered to be routine by the Municipal Transportation Agency Board, and will be acted upon by a single vote of the Board. There will be no separate discussion of these items unless a member of the Board or the public so

requests, in which event the matter shall be removed from the Consent Calendar and considered as a separate item.

(9.1) Requesting the Controller to allot funds and to draw warrants against such funds as are or will be available in payment of the following claims against MUNI:

Rosa Galvan vs. CCSF, Superior Ct. #304-676 in the amount of $2,000
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Feng Han Xu vs. CCSF, Unlitigated Claim #0101250 in the amount of $7,084.91
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Eileen McGuigan vs. CCSF, Superior Ct. #309501 in the amount of $13,500
Pete Bakutes vs. CCSF, Superior Ct. #306881 in the amount of $20,000

RESOLUTION 01-060

(9.2) Authorizing the creation and issuance of a multi-county transit pass for use by people registered for the Rail~Volution Conference in San Francisco from September 12-16, 2001 at no cost to the recipients of the pass. (Explanatory documents include a staff report, and resolution.)

RESOLUTION 01-061

On motion to approve the consent calendar:

ADOPTED: AYES – Black, Bourgart, Casey, Cisneros, Flynn, Lim and Vaughns

REGULAR CALENDAR

10. Authorizing the Director to enter into negotiations with CIBC World Markets for the purpose of developing the legal documents required in connection with the Breda Car Leveraged Lease financing. (Explanatory documents include a staff report and resolution.)

General Manager Burns noted that a bill was moving through the State Assembly that would exempt this type of transaction from the sales tax but recently it had been amended to require a study prior to implementation. Staff is trying to change the language and will report back at the next meeting. He noted that Muni's financial exposure would be when the transaction was completed and that Muni is not incurring any further liability than what currently exists.

Staff presented a new resolution requesting the addition of a clause to clarify that the proposed transaction would be contingent upon satisfactory resolution of all sales tax matters.

The board voted unanimously to amend the resolution as requested.

RESOLUTION 01-062

On motion to approve as amended:

ADOPTED: AYES – Black, Bourgart, Casey, Cisneros, Flynn, Lim and Vaughns

11. Authorizing the award of Contract No. MR- 1148, Third Street Light Rail Transit - Ductbanks at Mission Creek and Islais Creek, to ProVen Management, Inc., as the lowest responsive, responsible bidder in the amount of $5,397,500. (Explanatory documents include a staff report, resolution, and financial plan.)

No public comment.

RESOLUTION 01-063

On motion to approve:

ADOPTED: AYES – Black, Bourgart, Casey, Cisneros, Flynn, Lim and Vaughns

12. Authorizing the Director to execute Amendment No. 5 to Contract CS-123, Professional Design and Support Services for Muni Metro Third Street Light Rail Project, with WPK Third Street Consultants, for an amount not to exceed $248,870 for additional professional engineering and technical construction support services, for a total contract amount not to exceed $7,564,047, with no extension of time. (Explanatory documents include a staff report, resolution, agreement and financial plan.)

No public comment.

RESOLUTION 01-064

On motion to approve:

ADOPTED: AYES – Black, Bourgart, Casey, Cisneros, Flynn, Lim and Vaughns

13. Authorizing the award of Contract No. MR-1124, Muni Metro Electrical Improvements Project, to Kingston Constructors, as the lowest responsive, responsible bidder for an amount not to exceed $2,593,000. (Explanatory documents include a staff report, resolution, and financial plan.)

No public comment.

RESOLUTION 01-065

On motion to approve:

ADOPTED: AYES – Black, Bourgart, Casey, Cisneros, Flynn, Lim and Vaughns

14. Approving the award of Contract No. MR-1135, Presidio & Potrero Trolley Coach Facility Modifications Project, to Jersey Constructors Inc., the lowest responsive and responsible bidder in the amount of $2,347,611. (Explanatory documents include a staff report, resolution, and financial plan.)

This item was removed from the calendar at the request of staff.

RECESS REGULAR MEETING AND CONVENE CLOSED SESSION

CLOSED SESSION

1. Call to Order

Chairman Flynn called the closed session to order at 6:09 p.m.

2. Roll Call

Present: Shirley Breyer Black
Jim Bourgart
Mike Casey
Jose Cisneros
H. Welton Flynn
Enid Lim
Cleopatra Vaughns

Also present: Michael T. Burns, Director of Transportation
Roberta Boomer, Board Secretary
Robert Bryan, Deputy City Attorney
Vince Harris, Deputy Director - Construction
Lyndon Chee, Deputy City Attorney
Andre Boursse, Contract Compliance Officer

3. Public Comment

None.

4. Discussion and vote pursuant to Administrative Code Section 67.11(a) as to whether to conduct a closed session and invoke the attorney-client privilege.

On motion to invoke the attorney-client privilege: unanimously approved.

5. Pursuant to Government Code Section 54956.9 and the Administrative Code Section 67.8 (3), the Municipal Transportation Agency Board will meet in Closed Session to discuss and take action on attorney-client matters in the following case:

CONFERENCE WITH LEGAL COUNSEL

Existing Litigation:

Dante Galura ex rel. United States, et al. v. San Luis Gonzaga Construction et al, U.S. District Court No. C-96-2350, filed on June 27, 1996

RESOLUTION 01-066

On motion to approve as amended:

ADOPTED: AYES – Black, Bourgart, Casey, Cisneros, Flynn, Lim and Vaughns

ADJOURN CLOSED SESSION AND RECONVENE REGULAR MEETING - The closed session was adjourned at 6:52 p.m.

15. Announcement of Closed Session.

Chairman Flynn announced the board met in closed session to discuss Dante Galura vs. San Luis Gonzaga with the city attorney. The board voted unanimously to settle the case and would support and recommend to the Board of Supervisors any increase in payment that the board approves to cover lost wages and legal fees for workers defrauded by San Luis Gonzaga up to the total amount that the city has withheld from contract payment.

16. Motion to disclose or not disclose the information discussed in closed session.

On motion to not disclose the information discussed: unanimously approved.

ADJOURN - The meeting was adjourned at 6:53 p.m.

A tape of the meeting is on file in the office of the Secretary to the Municipal Transportation Agency Board of Directors.

R. Boomer

Roberta Boomer
Board Secretary

Municipal Transportation Agency
Board of Directors
City and County of San Francisco

NOTICE OF MEETING AND CALENDAR

TUESDAY, JUNE 19, 2001
ROOM 400, CITY HALL
1 CARLTON B. GOODLETT PLAZA

DOCUMENTS DEPT.

JUN 1 3 2001

SAN FRANCISCO
PUBLIC LIBRARY

REGULAR MEETING
5:00 P.M.

CLOSED SESSION
Immediately following the Regular Meeting

BOARD OF DIRECTORS

H. Welton Flynn, Chairman
Enid Ng Lim, Vice Chairman
Shirley Breyer Black
Jim Bourgart
Mike Casey
Jose Cisneros
Cleopatra Vaughns

Michael T. Burns
DIRECTOR OF TRANSPORTATION

Roberta Boomer
BOARD SECRETARY

401 VAN NESS AVENUE-SUITE 334 -SAN FRANCISCO-CA. 94102-4524
☎(415) 554-6896 FAX (415) 554-4143

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KNOW YOUR RIGHTS UNDER THE SUNSHINE ORDINANCE

Government's duty is to serve the public, reaching its decisions in full view of the public. Commissions, boards, councils and other agencies of the City and County exist to conduct the people's business. This ordinance assures that deliberations are conducted before the people and that City operations are open to the people's review.

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5:00 - REGULAR MEETING

ORDER OF BUSINESS

1. Call to Order

2. Roll Call

3. Approval of Minutes

   -June 5, 2001 Regular Meeting

4. Communications

   (4.1) Announcement of prohibition of sound producing devices during the meeting.

5. Introduction of New or Old Business by Board Members

6. Director's Report (For discussion only)

   -FY2002 Muni Goals
   -Status of the ATCS contract
   -Ongoing Muni Activities

7. Citizen's Advisory Council Report

8. Public Comment

   Members of the public may address the Board on matters that are within the Board's jurisdiction and are not on today's calendar.

THE FOLLOWING MATTERS BEFORE THE MUNICIPAL TRANSPORTATION AGENCY BOARD ARE RECOMMENDED FOR ACTION AS STATED BY THE DIRECTOR OF TRANSPORTATION, AND CITY ATTORNEY WHERE APPLICABLE. EXPLANATORY DOCUMENTS FOR ALL CONSENT AND REGULAR CALENDAR ITEMS ARE AVAILABLE FOR REVIEW AT 401 VAN NESS AVE. #334.

CONSENT CALENDAR

9. All matters listed hereunder constitute a Consent Calendar, are considered to be routine by the Municipal Transportation Agency Board, and will be acted upon by a single vote of the Board. There will be no separate discussion of these items unless a member of the Board or the public so requests, in which event the matter shall be removed from the Consent Calendar and considered as a separate item.

(9.1) Requesting the Controller to allot funds and to draw warrants against such funds as are or will be available in payment of the following claims against MUNI:

William Kelly vs. CCSF, Unlitigated Claim #98S0450 in the amount of 9,500
Charles Magda & Clearlake Tax vs. CCSF, Superior Ct. #305044 in the amount of $5,000
Getachew Desta vs. CCSF, Litigated Claim #99S0456 in the amount of $10,000
Astrian Caprice Cael vs. CCSF, Superior Ct. #996797 in the amount of $2,500

(9.2) Endorsing the use of Traffic Congestion Relief Program funds for the Third Street Light Rail Project and authorizing the submission of an application for these funds to the California Transportation Commission. (Explanatory documents include a staff report and resolution.)

(9.3) Requesting the Board of Supervisors to concur with the Controller's certification that for fiscal year 2001-2002 it is more economical for the Municipal Transportation Agency to contract for facility security services than to provide the same services with City and County employees. (Explanatory documents include a staff report, Controller's certification and resolution.)

(9.4) Approves Contract Modification No. 3 to Contract No. MR-1126, Mission/Steuart Bus Layover Relocation, with Abbett Electric Corporation, increasing the total contract amount by $37,000 for a total amount not to exceed $867,200, and extending the time of completion by 12 calendar days, from July 15, 2001 to July 27, 2001. (Explanatory documents include a staff report, resolution, financial report and contract modification.)

(9.5) Approving Contract Modification No. 4 to Contract No. MR-1126, Mission/Steuart Bus Layover Relocation, with Abbett Electric Corporation, increasing the total contract amount by $71,338.21 for a total amount not to exceed $938,538.21 and without extending the contract duration. (Explanatory documents include a staff report, resolution, financial report and contract modification.)

REGULAR CALENDAR

10. Adopting amendments to the performance measures of Proposition E, Section 4, Performance Measures and adopting the performance standards and milestones required by Proposition E for FY2002. (Explanatory documents include a staff report, resolution, amendment, and service standards.)

11. Public hearing on Muni's Draft Short Range Transit Plan and close of SRTP public comment period. (Explanatory documents include a staff report.)

12. Discussing the Landmarks Preservation Advisory Board's proposed resolutions to landmark the Forest Hill Station and Muni Trolley Car #1. (Explanatory documents include a staff report and Landmark Board resolutions.)

13. Authorizing the Director to execute an amendment to Contract No. 97-903 for Comprehensive Facility Security Services extending the term of the contract for the additional six-months to January 1, 2002. (Explanatory documents include a staff report, resolution and financial plan.)

14. Approving the award of Contract No. MR-1135, Presidio & Potrero Trolley Coach Facility Modifications Project, to Jersey Constructors Inc., the lowest responsive and responsible bidder in the amount of $2,347,611. (Explanatory documents include a staff report, resolution, and financial plan.)

(Note: This item was continued from the June 1, 2001 meeting.)

RECESS REGULAR MEETING AND CONVENE CLOSED SESSION

CLOSED SESSION

1. Call to Order

2. Roll Call

3. Public Comment

4. Discussion and vote pursuant to Administrative Code Section 67.11(a) as to whether to conduct a closed session and invoke the attorney-client privilege.

5. Pursuant to Government Code Sections 54956.9, and Administrative Code Section 67.8 (3) the Municipal Transportation Agency Board will meet in closed session to discuss attorney-client matters in the following case:

CONFERENCE WITH LEGAL COUNSEL

Anticipated Litigation:

_____ As defendant ___X__ As plaintiff

ADJOURN CLOSED SESSION AND RECONVENE REGULAR MEETING

15. Announcement of Closed Session.

16. Motion to disclose or not disclose the information discussed in closed session.

ADJOURN

The Ethics Commission of the City and County of San Francisco has asked us to remind individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [SF Admin. Code Sections 16.520 - 16.534] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the Ethics Commission at 1390 Market Street, Suite 801, San Francisco, CA 94102, telephone (415) 554-9510, fax (415) 554-8757 and web site: sfgov.org/ethics.

Municipal Transportation Agency
Board of Directors
City and County of San Francisco

MINUTES

TUESDAY, JUNE 19, 2001
ROOM 400, CITY HALL
1 CARLTON B. GOODLETT PLACE

REGULAR MEETING
5:00 P.M.

CLOSED SESSION
Immediately Following the Regular Meeting

BOARD OF DIRECTORS

H. Welton Flynn, Chairman
Enid Lim, Vice Chairman
Jim Bourgart
Shirley Breyer Black
Mike Casey
Jose Cisneros
Cleopatra Vaughns

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Michael T. Burns
DIRECTOR OF TRANSPORTATION

Roberta Boomer
BOARD SECRETARY

401 VAN NESS AVENUE-SUITE 334 -SAN FRANCISCO-CA. 94102-4524
☎(415) 554-6896 FAX (415) 554-4143

5:00 - REGULAR MEETING

ORDER OF BUSINESS

1. Call to Order

Chairman Flynn called the meeting to order at 5:03 p.m.

2. Roll Call

Present: Shirley Breyer Black
Jim Bourgart
Mike Casey
Jose Cisneros
H. Welton Flynn
Enid Lim
Cleopatra Vaughns

3. Approval of Minutes

Director Casey pointed out that the minutes should be changed to reflect his absence at the closed session.

On motion to approve the minutes of the June 5, 2001 Regular Meeting as amended: unanimously approved.

4. Communications

(4.1) Announcement of prohibition of sound producing devices during the meeting.

Chairman Flynn announced that the ringing of and use of cell phones, pagers and similar sound-producing electronic devices are prohibited at the meeting. He advised that any person responsible for the ringing or use of a cell phone, pager, or other similar sound-producing electronic devices may be removed from the meeting.

5. Introduction of New or Old Business by Board Members

None.

6. Director's Report (For discussion only)

-FY2002 Muni Goals
-Status of the ATCS contract
-Ongoing Muni Activities

General Manager Burns discussed the rider and employee surveys and the suggestion by Director Black to have translation services available The phone survey had been completed prior to the last meeting. He has accepted the current survey because less than 1% of those contacted had a language problem and the results were not be affected. Future surveys will have provisions for other languages. The employee survey was distributed with the June 19 paychecks.

Directors Black and Casey questioned the low percent of people who were unable to participate in the survey because of language. Director Casey suggested being more inclusive in the future especially given the great diversity of language in San Francisco. He thanked the general manager for his prompt action on Director Black's request.

7. Citizen's Advisory Council Report

The board secretary noted that she had heard from the CAC Chair, Linton Stables who said that there would be no official report since the CAC has been unable to meet due to a lack of a quorum. Chairman Flynn stated that a letter had been sent to each member of the Board of Supervisors asking them to select a representative to serve on the CAC.

8. Public Comment

Kevin Hughes, Electrical Workers Local 6, commended Mabel Sha and Elena Chiong for their efforts to get some of his members paid correctly. He called their efforts "no small feat" given the reorganization that was taking place in payroll at the time.

Frederick Hobson, Animal Care Commissioner noted that his commission had passed a resolution urging the elimination of fares for all animals on Muni. He is dismayed that Muni's report was lacking in public participation. He urged the board to hold a hearing on the matter.

Max Schweizer heard about the concerns associated with the passenger survey. He has a company that conducts on-board passenger surveys and wanted to let the board know of their existence.

THE FOLLOWING MATTERS BEFORE THE MUNICIPAL TRANSPORTATION AGENCY BOARD ARE RECOMMENDED FOR ACTION AS STATED BY THE DIRECTOR OF TRANSPORTATION, AND CITY ATTORNEY WHERE APPLICABLE. EXPLANATORY DOCUMENTS FOR ALL CONSENT AND REGULAR CALENDAR ITEMS ARE AVAILABLE FOR REVIEW AT 401 VAN NESS AVE. #334.

CONSENT CALENDAR

9. All matters listed hereunder constitute a Consent Calendar, are considered to be routine by the Municipal Transportation Agency Board, and will be acted upon by a single vote of the Board. There will be no separate discussion of these items unless a member of the Board or the public so

requests, in which event the matter shall be removed from the Consent Calendar and considered as a separate item.

(9.1) Requesting the Controller to allot funds and to draw warrants against such funds as are or will be available in payment of the following claims against MUNI:

William Kelly vs. CCSF, Unlitigated Claim #98S0450 in the amount of $9,500
Charles Magda & Clearlake Tax vs. CCSF, Superior Ct. #305044 in the amount of $5,000
Getachew Desta vs. CCSF, Litigated Claim #99S0456 in the amount of $10,000
Astrian Caprice Cael vs. CCSF, Superior Ct. #996797 in the amount of $2,500

RESOLUTION 01-067

(9.2) Endorsing the use of Traffic Congestion Relief Program funds for the Third Street Light Rail Project and authorizing the submission of an application for these funds to the California Transportation Commission. (Explanatory documents include a staff report and resolution.)

RESOLUTION 01-068

(9.3) Requesting the Board of Supervisors to concur with the Controller's certification that for fiscal year 2001-2002 it is more economical for the Municipal Transportation Agency to contract for facility security services than to provide the same services with City and County employees. (Explanatory documents include a staff report, Controller's certification and resolution.)

RESOLUTION 01-069

(9.4) Approves Contract Modification No. 3 to Contract No. MR-1126, Mission/Steuart Bus Layover Relocation, with Abbett Electric Corporation, increasing the total contract amount by $37,000 for a total amount not to exceed $867,200, and extending the time of completion by 12 calendar days, from July 15, 2001 to July 27, 2001. (Explanatory documents include a staff report, resolution, financial report and contract modification.)

RESOLUTION 01-070

(9.5) Approving Contract Modification No. 4 to Contract No. MR-1126, Mission/Steuart Bus Layover Relocation, with Abbett Electric Corporation, increasing the total contract amount by $71,338.21 for a total amount not to exceed $938,538.21 and without extending the contract duration. (Explanatory documents include a staff report, resolution, financial report and contract modification.)

Items 9.4 and 9.5 were removed from the consent calendar at the request of a member of the public.

PUBLIC COMMENT:

Norm Rolfe understood that the contractor would pay for all relocation expenses and this amount is being siphoned off for a project of dubious public benefit.

Walt Streeter replied that the Asset Development Study outlined tasks that Muni would be responsible for to prepare the site for potential development and that these are legitimate costs that will be repaid.

Director Casey recused himself from voting on Items 9.4 and 9.5.

RESOLUTION 01-071

On motion to approve consent calendar items 9.4 and 9.5:

AYES – Black, Bourgart, Cisneros, Flynn, Lim and Vaughns

RECUSED - Casey

No public comment on the consent calendar.

On motion to approve the consent calendar (Items 9.4 and 9.5 severed):

ADOPTED: AYES – Black, Bourgart, Casey, Cisneros, Flynn, Lim and Vaughns

REGULAR CALENDAR

10. Adopting amendments to the performance measures of Proposition E, Section 4, Performance Measures and adopting the performance standards and milestones required by Proposition E for FY2002. (Explanatory documents include a staff report, resolution, amendment, and service standards.)

Lisa Mancini reviewed the performance standards for next year. Robert Bryan reviewed a recommended change to the proposed amendment.

PUBLIC COMMENT:

Andrew Sullivan, Rescue Muni said that a number of the issues addressed are good changes and are true to the spirit of Prop. E. He is concerned that changing the load factor loosens the criteria and asked about measuring headways on radial lines. He stated that Prop. E. explicitly requires merit pay for on-time performance and is willing to discuss his ideas with staff.

RESOLUTION 01-072

On motion to approve:

ADOPTED: AYES – Black, Bourgart, Casey, Cisneros, Flynn, Lim and Vaughns

11. Public hearing on Muni's Draft Short Range Transit Plan and close of SRTP public comment period. (Explanatory documents include a staff report.)

PUBLIC COMMENT:

Norm Rolfe, San Francisco Tomorrow, reviewed the letter SFT submitted and highlighted their suggestions for electrifying the 47-Van Ness, TIDF fees, and Asset Development activities.

Andrew Sullivan, Rescue Muni, spoke about service expansion and suggested that the Canopy over the Geneva Yard, acceleration of the route electrification program and the Geary Corridor development happen sooner than the timeframe listed in the SRTP.

12. Discussing the Landmarks Preservation Advisory Board's proposed resolutions to landmark the Forest Hill Station and Muni Trolley Car #1. (Explanatory documents include a staff report and Landmark Board resolutions.)

Tim Kelly, President, Landmarks Board agreed with the board that the ramifications of landmarking on the Forest Hill Station are somewhat stronger than those on Car #1. Their resolution has tried to incorporate language in recognition that the designation should in no way interfere with Muni's overriding needs to provide accessible service.

Marion Heshemi, City Planning, noted that their goal is to preserve the structure and they recognize the sensitivity to keeping the structure functioning for it's primary goal, transit. She doesn't believe that Planning or the Landmarks Board would object to safety improvements and that they would follow the both the state and federal ADA guidelines.

Director Bourgart asked for a report that addressed the effect of landmarking on Muni's ability to make accessibility, service, seismic, safety and telecommunication upgrades. He also asked staff to discuss grant programs available for landmarked buildings, the amount of money available and the competition for those dollars. He asked that staff bring the two designations as separate items for the board's consideration.

No public comment.

13. Authorizing the Director to execute an amendment to Contract No. 97-903 for Comprehensive Facility Security Services extending the term of the contract for the additional six-months to January 1, 2002. (Explanatory documents include a staff report, resolution and financial plan.)

No public comment.

RESOLUTION 01-073

On motion to approve:

ADOPTED: AYES – Black, Bourgart, Casey, Cisneros, Lim and Vaughns

ABSENT - Flynn

14. Approving the award of Contract No. MR-1135, Presidio & Potrero Trolley Coach Facility Modifications Project, to Jersey Constructors Inc., the lowest responsive and responsible bidder in the amount of $2,347,611. (Explanatory documents include a staff report, resolution, and financial plan.)

No public comment.

RESOLUTION 01-074

On motion to approve:

ADOPTED: AYES – Black, Bourgart, Casey, Cisneros, Lim and Vaughns

ABSENT – Flynn

RECESS REGULAR MEETING AND CONVENE CLOSED SESSION

CLOSED SESSION

1. Call to Order

Vice Chairman Lim called the closed session to order at 6:54 p.m.

2. Roll Call

Present: Shirley Breyer Black
Jim Bourgart
Mike Casey
Jose Cisneros
Enid Lim
Cleopatra Vaughns

Absent: H. Welton Flynn

Also present: Michael T. Burns, Director of Transportation
Roberta Boomer, Board Secretary

Robert Bryan, Deputy City Attorney
Gigi Harrington, Deputy G.M., Finance
Laura Spanjian, Policy Director

3. Public Comment

None.

4. Discussion and vote pursuant to Administrative Code Section 67.11(a) as to whether to conduct a closed session and invoke the attorney-client privilege.

On motion to invoke the attorney-client privilege: unanimously approved.

5. Pursuant to Government Code Sections 54956.9, and Administrative Code Section 67.8 (3) the Municipal Transportation Agency Board will meet in closed session to discuss attorney-client matters in the following case:

CONFERENCE WITH LEGAL COUNSEL

Anticipated Litigation:

_____ As defendant __X__ As plaintiff

Approving the terms and conditions of the settlement with Zoro, LLC, for payment of Transit Impact Development Fees to the City in the amount of $1,350,000 plus interest for property at 650 Townsend Street pursuant to the terms and conditions of the written settlement agreement.

RESOLUTION 01-075

On motion to approve:

ADOPTED: AYES – Black, Bourgart, Casey, Cisneros, Lim and Vaughns

ABSENT – Flynn

ADJOURN CLOSED SESSION AND RECONVENE REGULAR MEETING - The closed session was adjourned at 7:05 p.m.

15. Announcement of Closed Session.

Vice Chairman Lim announced the board met in closed session to discuss terms and conditions of settlement with Zoro for payment of TIDF fees for 650 Townsend with the city attorney. The board voted unanimously to approve settlement (Flynn-absent).

16. Motion to disclose or not disclose the information discussed in closed session.

On motion to not disclose the information discussed: unanimously approved (Flynn – absent).

ADJOURN - The meeting was adjourned at 6:55 p.m.

A tape of the meeting is on file in the office of the Secretary to the Municipal Transportation Agency Board of Directors.

Roberta Boomer

Roberta Boomer
Board Secretary

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Municipal Transportation Agency
Board of Directors
City and County of San Francisco

NOTICE OF MEETING AND CALENDAR

TUESDAY, JULY 3, 2001
ROOM 400, CITY HALL
1 CARLTON B. GOODLETT PLAZA

REGULAR MEETING
5:00 P.M.

CLOSED SESSION
Immediately following the Regular Meeting

06-28-01A09:44 RCVD

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BOARD OF DIRECTORS

H. Welton Flynn, Chairman
Enid Ng Lim, Vice Chairman
Shirley Breyer Black
Jim Bourgart
Mike Casey
Jose Cisneros
Cleopatra Vaughns

Michael T. Burns
DIRECTOR OF TRANSPORTATION

Roberta Boomer
BOARD SECRETARY

401 VAN NESS AVENUE-SUITE 334 -SAN FRANCISCO-CA. 94102-4524
☎(415) 554-6896 FAX (415) 554-4143

ACCESSIBLE MEETING POLICY

The Municipal Transportation Agency Board meeting will be held in Room 400, at 1 Carlton B. Goodlett Plaza (400 Van Ness Ave.), San Francisco, CA. The closest accessible BART station is the Civic Center Station at United Nations Plaza and Market Street. Accessible MUNI lines serving this location are: Muni Metro Lines J-Church, K-Ingleside, L-Taraval, M-Oceanview, and N-Judah at Van Ness and Civic Center Stations; 42-Downtown Loop; 9-San Bruno; and 71-Haight Noriega. For information about MUNI accessible services call 923-6142.

The meeting room is wheelchair accessible. Accessible curbside parking spaces have been designated on the Van Ness Avenue and McAllister Street perimeters of City Hall for mobility impaired persons. There is accessible parking available within the Civic Center Underground Parking Garage at the corner of McAllister and Polk Streets, and within the Performing Arts Parking Garage at Grove and Franklin Streets.

If you require the use of an American sign language interpreter, a sound enhancement system, or a reader during the meeting, such person or system can be made available upon request; please contact Roberta Boomer at (415) 554-6896, at least 72 hours prior to the meeting. Late requests will be honored if possible. Calendars and minutes of the meeting may be available in alternative formats; please contact Roberta Boomer at (415) 554-6896 at least 72 hours in advance of need. Written reports or background materials for calendar items are available for public inspection and copying at 401 Van Ness Ave. #334 during regular business hours.

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5:00 - REGULAR MEETING

ORDER OF BUSINESS

1. Call to Order

2. Roll Call

3. Approval of Minutes

   -June 19, 2001 Regular meeting

4. Communications

   (4.1) Announcement of prohibition of sound producing devices during the meeting.

5. Introduction of New or Old Business by Board Members

6. Director's Report (For discussion only)

   -Special Recognition Award
   -Status of MTA-DPT plan
   -Ongoing Muni Activities

7. Citizen's Advisory Council Report

8. Public Comment

   Members of the public may address the Board on matters that are within the Board's jurisdiction and are not on today's calendar.

THE FOLLOWING MATTERS BEFORE THE MUNICIPAL TRANSPORTATION AGENCY BOARD ARE RECOMMENDED FOR ACTION AS STATED BY THE DIRECTOR OF TRANSPORTATION, AND CITY ATTORNEY WHERE APPLICABLE. EXPLANATORY DOCUMENTS FOR ALL CONSENT AND REGULAR CALENDAR ITEMS ARE AVAILABLE FOR REVIEW AT 401 VAN NESS AVE. #334.

CONSENT CALENDAR

9. All matters listed hereunder constitute a Consent Calendar, are considered to be routine by the Municipal Transportation Agency Board, and will be acted upon by a single vote of the Board. There will be no separate discussion of these items unless a member of the Board or the public so requests, in which event the matter shall be removed from the Consent Calendar and considered as a separate item.

(9.1) Requesting the Controller to allot funds and to draw warrants against such funds as are or will be available in payment of the following claims against MUNI:

Farmers Insurance Exchange vs. CCSF, Superior Ct. Ltd #183105, in the amount of $1,148
State Farm/M. Franko vs. CCSF, Unlitigated Claim #0102508, in the amount of $7,173.26
State Farm/Kwong Tsang vs. CCSF, Unlitigated Claim 00B07472, in the amount of $10,491.53
Gregory Heppberger vs. CCSF, Unlitigated Claim #0103226, in the amount of $11,254.94
Teddy Kellam vs. CCSF, Unlitigated Claim 0103079, in the amount of $12,033.57
Ernestina Vides vs. CCSF, Unlitigated Claim #00B08661, in the amount of $13,000

(9.2) Approving the plans and specifications and authorizing bid call for Contract No. MR-1182, Muni Metro East Light Rail Vehicle Maintenance and Operations Facility. (Explanatory documents include a staff report and resolution.)

(9.3) Accepting Contract No. MR-1169R, Wheel Truing Machine Procurement and Installation; approving Contract Modification No. 2 to reflect the final contract amount of $1,779,800 with no extension of time; and approving the closeout of this contract with Abbett Electric Corporation. (Explanatory documents include a staff report, resolution and financial plan.)

(9.4) Canceling the meeting of Tuesday, July 17, 2001.

REGULAR CALENDAR

10. Awarding Contract No. CS-132, Quality Assurance and Construction Management Services for Third Street Light Rail Transit Project, Phase I to Sverdrup Civil, for an amount not to exceed $16,000,000 and a term not to exceed five years. (Explanatory documents include a staff report, resolution, agreement and financial plan.)

RECESS REGULAR MEETING AND CONVENE CLOSED SESSION

CLOSED SESSION

1. Call to Order

2. Roll Call

3. Public Comment

4. Discussion and vote pursuant to Administrative Code Section 67.11(a) as to whether to conduct a closed session and invoke the attorney-client privilege.

5. Pursuant to Government Code Section 54956.9 and the Administrative Code Section 67.8 (3), the Municipal Transportation Agency Board will meet in Closed Session to discuss and take action on attorney-client matters in the following case:

CONFERENCE WITH LEGAL COUNSEL

Existing Litigation:

Andrew Gescheidt & Karen Balacek v. CCSF, Superior Ct. No. 303554, filed on May 17, 1999

ADJOURN CLOSED SESSION AND RECONVENE REGULAR MEETING

11. Announcement of Closed Session.

12. Motion to disclose or not disclose the information discussed in closed session.

ADJOURN

The Ethics Commission of the City and County of San Francisco has asked us to remind individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [SF Admin. Code Sections 16.520 - 16.534] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the Ethics Commission at 1390 Market Street, Suite 801, San Francisco, CA 94102, telephone (415) 554-9510, fax (415) 554-8757 and web site: sfgov.org/ethics.

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Municipal Transportation Agency
Board of Directors
City and County of San Francisco

MINUTES

TUESDAY, JULY 3, 2001
ROOM 400, CITY HALL
1 CARLTON B. GOODLETT PLACE

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REGULAR MEETING
5:00 P.M.

CLOSED SESSION
Immediately Following the Regular Meeting

BOARD OF DIRECTORS

H. Welton Flynn, Chairman
Enid Lim, Vice Chairman
Jim Bourgart
Shirley Breyer Black
Mike Casey
Jose Cisneros
Cleopatra Vaughns

Michael T. Burns
DIRECTOR OF TRANSPORTATION

Roberta Boomer
BOARD SECRETARY

401 VAN NESS AVENUE-SUITE 334 -SAN FRANCISCO-CA. 94102-4524
☎(415) 554-6896 FAX (415) 554-4143

5:00 - REGULAR MEETING

ORDER OF BUSINESS

1. Call to Order

Chairman Flynn called the meeting to order at 5:03 p.m.

2. Roll Call

Present: Shirley Breyer Black
Jim Bourgart
Mike Casey
Jose Cisneros
H. Welton Flynn
Enid Lim
Cleopatra Vaughns

3. Approval of Minutes

On motion to approve the minutes of the June 19, 2001 Regular meeting: unanimously approved.

4. Communications

(4.1) Announcement of prohibition of sound producing devices during the meeting.

Chairman Flynn announced that the ringing of and use of cell phones, pagers and similar sound-producing electronic devices are prohibited at the meeting. He advised that any person responsible for the ringing or use of a cell phone, pager, or other similar sound-producing electronic devices may be removed from the meeting.

5. Introduction of New or Old Business by Board Members

None.

6. Director's Report (For discussion only)

-Special Recognition Award
-Status of MTA-DPT plan
-Ongoing Muni Activities

General Manager Burns gave the General Manager's Special Recognition Award to Juel Rice for his outstanding work as a Transit Operator. This award was given based on a letter from Anita

Hill who commended him for his sharp appearance and his friendly and forthcoming manner with passengers. Mr. Rice noted that he very much appreciated the recognition and was overwhelmed with honor. Chairman Flynn offered special thanks on behalf of the Board of Directors.

On June 29, General Manager Burns submitted the DPT-MTA Report to the Mayor and the Board of Supervisors in accordance with Prop E. He noted that the report is the result of extensive discussions with DPT Executive Director Fred Hamdun and contains two options for further consideration.

Director Vaughns commended the general manager for sending the note of congratulations to employees on the recent Chamber passenger survey.

7. Citizen's Advisory Council Report

None.

8. Public Comment

None.

THE FOLLOWING MATTERS BEFORE THE MUNICIPAL TRANSPORTATION AGENCY BOARD ARE RECOMMENDED FOR ACTION AS STATED BY THE DIRECTOR OF TRANSPORTATION, AND CITY ATTORNEY WHERE APPLICABLE. EXPLANATORY DOCUMENTS FOR ALL CONSENT AND REGULAR CALENDAR ITEMS ARE AVAILABLE FOR REVIEW AT 401 VAN NESS AVE. #334.

CONSENT CALENDAR

9. All matters listed hereunder constitute a Consent Calendar, are considered to be routine by the Municipal Transportation Agency Board, and will be acted upon by a single vote of the Board. There will be no separate discussion of these items unless a member of the Board or the public so requests, in which event the matter shall be removed from the Consent Calendar and considered as a separate item.

(9.1) Requesting the Controller to allot funds and to draw warrants against such funds as are or will be available in payment of the following claims against MUNI:

Farmers Insurance Exchange vs. CCSF, Superior Ct. Ltd #183105, in the amount of $1,148
State Farm/M. Franko vs. CCSF, Unlitigated Claim #0102508, in the amount of $7,173.26
State Farm/Kwong Tsang vs. CCSF, Unlitigated Claim 00B07472, in the amount of $10,491.53
Gregory Heppberger vs. CCSF, Unlitigated Claim #0103226, in the amount of $11,254.94
Teddy Kellam vs. CCSF, Unlitigated Claim 0103079, in the amount of $12,033.57
Ernestina Vides vs. CCSF, Unlitigated Claim #00B08661, in the amount of $13,000

RESOLUTION 01-076

(9.2) Approving the plans and specifications and authorizing bid call for Contract No. MR-1182, Muni Metro East Light Rail Vehicle Maintenance and Operations Facility. (Explanatory documents include a staff report and resolution.)

No public comment.

RESOLUTION 01-077

(9.3) Accepting Contract No. MR-1169R, Wheel Truing Machine Procurement and Installation; approving Contract Modification No. 2 to reflect the final contract amount of $1,779,800 with no extension of time; and approving the closeout of this contract with Abbett Electric Corporation. (Explanatory documents include a staff report, resolution and financial plan.)

RESOLUTION 01-078

(9.4) Canceling the meeting of Tuesday, July 17, 2001.

RESOLUTION 01-079

No public comment.

On motion to approve:

ADOPTED: AYES – Black, Bourgart, Casey, Cisneros, Flynn, Lim and Vaughns

REGULAR CALENDAR

10. Awarding Contract No. CS-132, Quality Assurance and Construction Management Services for Third Street Light Rail Transit Project, Phase I to Sverdrup Civil, for an amount not to exceed $16,000,000 and a term not to exceed five years. (Explanatory documents include a staff report, resolution, agreement and financial plan.)

No public comment.

RESOLUTION 01-080

On motion to approve:

ADOPTED: AYES – Black, Bourgart, Casey, Cisneros, Flynn, Lim and Vaughns

RECESS REGULAR MEETING AND CONVENE CLOSED SESSION

CLOSED SESSION

1. Call to Order

Chairman Flynn called the closed session to order at 5:36 p.m.

2. Roll Call

Present: Shirley Breyer Black
Jim Bourgart
Mike Casey
Jose Cisneros
H. Welton Flynn
Enid Lim
Cleopatra Vaughns

Also present: Michael T. Burns, Director of Transportation
Roberta Boomer, Board Secretary
Robert Bryan, Deputy City Attorney
Ellen Shapiro, Deputy City Attorney

3. Public Comment

None.

4. Discussion and vote pursuant to Administrative Code Section 67.11(a) as to whether to conduct a closed session and invoke the attorney-client privilege.

On motion to invoke the attorney-client privilege: unanimously approved.

5. Pursuant to Government Code Section 54956.9 and the Administrative Code Section 67.8 (3), the Municipal Transportation Agency Board will meet in Closed Session to discuss and take action on attorney-client matters in the following case:

CONFERENCE WITH LEGAL COUNSEL

Existing Litigation:

Andrew Gescheidt & Karen Balacek v. CCSF, Superior Ct. No. 303554, filed on May 17, 1999

ADJOURN CLOSED SESSION AND RECONVENE REGULAR MEETING - The closed session was adjourned at 6:10 p.m.

11. Announcement of Closed Session.

Chairman Flynn announced the board met in closed session to discuss Gescheidt & Balacek vs. CCSF with the city attorney. There was no action taken.

12. Motion to disclose or not disclose the information discussed in closed session.

On motion to not disclose the information discussed: unanimously approved.

ADJOURN - The meeting was adjourned at 6:12 p.m.

A tape of the meeting is on file in the office of the Secretary to the Municipal Transportation Agency Board of Directors.

R. Boomer

Roberta Boomer
Board Secretary

The Ethics Commission of the City and County of San Francisco has asked us to remind individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [SF Admin. Code Sections 16.520 - 16.534] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the Ethics Commission at 1390 Market Street, Suite 801, San Francisco, CA 94102, telephone (415) 554-9510, fax (415) 554-8757 and web site: sfgov.org/ethics.

Municipal Transportation Agency
Board of Directors
City and County of San Francisco

NOTICE OF MEETING AND CALENDAR

TUESDAY, AUGUST 7, 2001
ROOM 400, CITY HALL
1 CARLTON B. GOODLETT PLAZA

REGULAR MEETING
5:00 P.M.

08-02-01A11:36 RCVD

CLOSED SESSION
Immediately following the Regular Meeting

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BOARD OF DIRECTORS

H. Welton Flynn, Chairman
Enid Ng Lim, Vice Chairman
Shirley Breyer Black
Jim Bourgart
Mike Casey
Jose Cisneros
Cleopatra Vaughns

Michael T. Burns
DIRECTOR OF TRANSPORTATION

Roberta Boomer
BOARD SECRETARY

401 VAN NESS AVENUE-SUITE 334 -SAN FRANCISCO-CA. 94102-4524
☎(415) 554-6896 FAX (415) 554-4143

ACCESSIBLE MEETING POLICY

The Municipal Transportation Agency Board meeting will be held in Room 400, at 1 Carlton B. Goodlett Plaza (400 Van Ness Ave.), San Francisco, CA. The closest accessible BART station is the Civic Center Station at United Nations Plaza and Market Street. Accessible MUNI lines serving this location are: Muni Metro Lines J-Church, K-Ingleside, L-Taraval, M-Oceanview, and N-Judah at Van Ness and Civic Center Stations; 47-Van Ness; 5-Fulton; 21-Hayes; 9-San Bruno; and 71-Haight Noriega. For information about MUNI accessible services call 923-6142.

The meeting room is wheelchair accessible. Accessible curbside parking spaces have been designated on the Van Ness Avenue and McAllister Street perimeters of City Hall for mobility impaired persons. There is accessible parking available within the Civic Center Underground Parking Garage at the corner of McAllister and Polk Streets, and within the Performing Arts Parking Garage at Grove and Franklin Streets.

If you require the use of an American sign language interpreter, a sound enhancement system, or a reader during the meeting, such person or system can be made available upon request; please contact Roberta Boomer at (415) 554-6896, at least 72 hours prior to the meeting. Late requests will be honored if possible. Calendars and minutes of the meeting may be available in alternative formats; please contact Roberta Boomer at (415) 554-6896 at least 72 hours in advance of need. Written reports or background materials for calendar items are available for public inspection and copying at 401 Van Ness Ave. #334 during regular business hours.

Individuals with severe allergies, environmental illness, multiple chemical sensitivity or related disabilities should call our accessibility hotline at (415) 252-3112 to discuss meeting accessibility. In order to assist the City's efforts to accommodate such people, attendees at public meetings are reminded that other attendees may be sensitive to various chemical based products. Please help the City to accommodate these individuals.

The ringing of and use of cell phones, pagers and similar sound-producing electronic devices are prohibited at this meeting. Please be advised that the Chair may order the removal from the meeting room of any person(s) responsible for the ringing or use of a cell phone, pager, or other similar sound-producing electronic devices.

KNOW YOUR RIGHTS UNDER THE SUNSHINE ORDINANCE

Government's duty is to serve the public, reaching its decisions in full view of the public. Commissions, boards, councils and other agencies of the City and County exist to conduct the people's business. This ordinance assures that deliberations are conducted before the people and that City operations are open to the people's review.

For more information on your rights under the Sunshine ordinance (Chapter 67 of the San Francisco Administrative Code), to report a violation of the ordinance or to obtain a free copy of the ordinance, contact Donna Hall, Administrator, Sunshine Ordinance Task Force. She can be reached by calling (415) 554-7724, fax (415) 554-7854, by e-mail at Donna_Hall@ci.sf.ca.us, or in writing to #1 Carlton B. Goodlett Place, Room 409, San Francisco, CA 94102-4683.

Copies of the Sunshine Ordinance can also be obtained at the San Francisco Public Library, 100 Larkin St. or on the city's website at www.ci.sf.ca.us/bdsupvrs/sunshine.

5:00 - REGULAR MEETING

ORDER OF BUSINESS

1. Call to Order

2. Roll Call

3. Approval of Minutes

   -July 3, 2001 Regular meeting

4. Communications

   (4.1) Announcement of prohibition of sound producing devices during the meeting.

5. Introduction of New or Old Business by Board Members

6. Director's Report (For discussion only)

   -Special Recognition Award
   -Update on transit and transportation-related funding and legislation
   -Update on Translink program
   -EEO Quarterly Status Report
   -Employee and Rider Surveys
   -Ongoing Muni Activities

7. Citizen's Advisory Council Report

8. Public Comment

   Members of the public may address the Board on matters that are within the Board's jurisdiction and are not on today's calendar.

THE FOLLOWING MATTERS BEFORE THE MUNICIPAL TRANSPORTATION AGENCY BOARD ARE RECOMMENDED FOR ACTION AS STATED BY THE DIRECTOR OF TRANSPORTATION, AND CITY ATTORNEY WHERE APPLICABLE. EXPLANATORY DOCUMENTS FOR ALL CONSENT AND REGULAR CALENDAR ITEMS ARE AVAILABLE FOR REVIEW AT 401 VAN NESS AVE. #334.

CONSENT CALENDAR

9. All matters listed hereunder constitute a Consent Calendar, are considered to be routine by the Municipal Transportation Agency Board, and will be acted upon by a single vote of the Board. There will be no separate discussion of these items unless a member of the Board or the public so requests, in which event the matter shall be removed from the Consent Calendar and considered as a separate item.

(9.1) Requesting the Controller to allot funds and to draw warrants against such funds as are or will be available in payment of the following claims against MUNI:

Progressive West Ins. vs. CCSF, Superior Ct. Ltd. #177102, in the amount of $1,139.80
Theophus Barron vs. CCSF, Superior Ct. #173415, in the amount of $5,000
Blanca Ramos vs. CCSF, Unlitigated Claim #00B15191, in the amount of $6,794.51
Juan Ongpin vs. CCSF, Unlitigated Claim #00T0649, in the amount of $7,250.64
Gerald Cosci vs. CCSF, Unlitigated Claim #00B1881, in the amount of $7,253.21
James Laurence vs. CCSF, Unlitigated Claim #00T02827, in the amount of $7,500
Alex Santos Ferreira vs. CCSF, Unlitigated Claim #00C00761, in the amount of $9,000
Rose DeLeon vs. CCSF, Superior Ct. Ltd. #171-389, in the amount of $9,000
Lan Pham vs. CCSF, Unlitigated Claim #00B14831, in the amount of $9,037.59
Naum Feldman vs CCSF, Unlitigated Claim #00T5016, in the amount of $10,000
Purita Aberilla vs. CCSF, Superior Ct. #319197, in the amount of $12,000
Rasheeda Gaines vs. CCSF, Unlitigated Claim 00B06492, in the amount of $13,800
Julian Garrett vs. CCSF, Superior Ct. #314451, in the amount of $17,500
Evan Studinski vs. CCSF, Superior Ct. #301923, in the amount of $24,500
Carl Natvig vs. CCSF, Superior Ct. #311769, in the amount of $30,000
Jean Dennis-Heller vs. CCSF, Superior Ct. #313892, in the amount of $47,500

(9.2) Authorizing the Director to apply for, accept, and expend $229,953 in federal JARC, Section 3037 capital assistance for the SFO-Southeast San Francisco Job Link program. (Explanatory documents include a staff report and resolution.)

(9.3) Authorizing the Director to apply for, accept, and expend $53,282,382 in federal Section 5307 and STP capital assistance for Historic Streetcar and Cable Car Rehabilitation; Diesel Bus and Trolley Coach Replacement; Rail Replacement; Trolley Overhead Reconstruction; Paratransit Assistance; and Cable Car Infrastructure Rehabilitation. (Explanatory documents include a staff report, resolution.)

(9.4) Accepting Contract No. MR-1133, Emergency Traction Power Feeder Repair at Market and Sansome Streets; approving Contract Modification No. 3 to reduce the contract amount by $3,026.37, for a final contract amount of $335,603.68; authorizing the release of final retention and approving the closeout of this contract with Kingston Constructors. (Explanatory documents include a staff report, resolution, contract modification and financial plan.)

(9.5) Accepting Contract No. MR-1128, Power Improvements to the King Street Substation; approving Contract Modification No. 3 in the amount of $334,299.25; approving the closeout of the contract; and authorizing the release of retention to Steiny & Co. (Explanatory documents include a staff report, resolution, contract modification and financial plan.)

REGULAR CALENDAR

10. Adopting the FY2002-FY2021 Final Draft Short Range Transit Plan. (Explanatory documents include a staff report, resolution, SRTP and summary of comments.)

11. Endorsing the Landmarks Preservation Advisory Board's proposal to landmark Laguna Honda Station as Landmark No. 231. (Explanatory documents include a staff report and resolution.)

12. Approving Contract Modification No. 6 to Contract No. MR-1120R, Woods Facility Fuel and Wash Improvements, with Tank Protect Engineering, which increases the total contract amount by $206,849.76; thereby increasing the contract amount to $8,825,059.86, with no extension of time. (Explanatory documents include a staff report, resolution, contract modification and financial plan.)

RECESS REGULAR MEETING AND CONVENE CLOSED SESSION

CLOSED SESSION

1. Call to Order

2. Roll Call

3. Public Comment

4. Discussion and vote pursuant to Administrative Code Section 67.11(a) as to whether to conduct a closed session and invoke the attorney-client privilege.

5. Pursuant to Government Code Section 54956.9 and the Administrative Code Section 67.8 (3), the Municipal Transportation Agency Board will meet in Closed Session to discuss and take action on attorney-client matters in the following case:

CONFERENCE WITH LEGAL COUNSEL

Existing Litigation:

> Casmalia Resources Hazardous Waste Disposal Site vs. CCSF, U.S. EPA #99-02(a), filed on January 25, 2001

ADJOURN CLOSED SESSION AND RECONVENE REGULAR MEETING

13. Announcement of Closed Session.

14. Motion to disclose or not disclose the information discussed in closed session.

ADJOURN

Municipal Transportation Agency
Board of Directors
City and County of San Francisco

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TUESDAY, AUGUST 7, 2001
ROOM 400, CITY HALL
1 CARLTON B. GOODLETT PLACE

REGULAR MEETING
5:00 P.M.

CLOSED SESSION
Immediately Following the Regular Meeting

BOARD OF DIRECTORS

H. Welton Flynn, Chairman
Enid Lim, Vice Chairman
Jim Bourgart
Shirley Breyer Black
Mike Casey
Jose Cisneros
Cleopatra Vaughns

Michael T. Burns
DIRECTOR OF TRANSPORTATION

Roberta Boomer
BOARD SECRETARY

401 VAN NESS AVENUE-SUITE 334 -SAN FRANCISCO-CA. 94102-4524
☎(415) 554-6896 FAX (415) 554-4143

5:00 - REGULAR MEETING

ORDER OF BUSINESS

1. Call to Order

Chairman Flynn called the meeting to order at 5:02 p.m.

2. Roll Call

Present: Shirley Breyer Black
Jim Bourgart
Mike Casey
Jose Cisneros
H. Welton Flynn
Enid Lim
Cleopatra Vaughns

3. Approval of Minutes

On motion to approve the minutes of the July 3, 2001 Regular meeting: unanimously approved.

4. Communications

(4.1) Announcement of prohibition of sound producing devices during the meeting.

Chairman Flynn announced that the ringing of and use of cell phones, pagers and similar sound-producing electronic devices are prohibited at the meeting. He advised that any person responsible for the ringing or use of a cell phone, pager, or other similar sound-producing electronic devices may be removed from the meeting.

The board secretary announced that staff had requested Item 11, Landmarking of Laguna Honda Station be removed from the agenda.

5. Introduction of New or Old Business by Board Members

None.

6. Director's Report (For discussion only)

-Special Recognition Award
-Update on transit and transportation-related funding and legislation
-Update on Translink program

-EEO Quarterly Status Report
-Employee and Rider Surveys
-Ongoing Muni Activities

General Manager Burns presented the Special Recognition Award to Fernando Leal, Tom Sheridan, Hue Khuu, Michael Postel and Paul Lee. These individuals were Muni's Rail Roadeo team and on June 9, they competed in Boston at the International Rail Roadeo. The maintenance team finished second and Muni placed 5th overall. Muni is proud of the team and their accomplishment.

The board gave the team a standing ovation in appreciation for their work. Chairman Flynn noted that never in the history of the board had they given a standing ovation.

The general manager noted that Byron Cobb won this year's Cable Car Bell Ringing Contest with Ken Lunardi and Frank Ware finishing 2nd and 3rd. The 26th Annual Bus Roadeo was also held and had 24 contestants who performed 10 rigorous maneuvers that simulate the on-street challenges that operators face every day. The winning team of Kevin Grady, Alfaro Nelson and Rafael Cabrera will compete regionally and then at the International Bus Roadeo in Philadelphia. Burns noted that this was the first time that the local roadeo was produced by volunteers and he thanked the Safety & Training division and especially Maurice Wilson who spearheaded the event.

Gigi Harrington, Deputy General Manager for Finance and Administration presented the Translink program to the board and noted that Phase 1 testing on the N-Judah will begin shortly and will last for 6 months. Following the first phase, staff will evaluate the program and make sure Muni's needs are met. Full-scale implementation is expected late in 2002.

Vernon Crawley, EEO Manager, presented the quarterly EEO report. He noted that they reconciled the number of ADA accommodation cases they had with the number of cases that DHR had so number increased by 13. He stated that the Maintenance division as been a priority focus.

Director Casey suggested that Mr. Crawley track the number of occurrences that are charged against repeat offenders and add that information when he presents the next quarterly report.

General Manager Burns presented both the Rider and Employee Surveys to the board. He intends to use both surveys when setting priorities for the zero based budgeting process and the Mission-Vision-Values process. He introduced David Binder and Scott Summerfield who conducted both surveys and asked them to describe the key findings, process and results.

The board restated their concern about reaching all people, particularly those for whom English is not their first language. The general manager stated that language interpreters will be used for all future surveys.

Director Casey suggested that the pollsters use the same gradations for both the riders and employees for future polls and that it would be useful to have more questions about Muni service. Director Bourgart added that the employee surveys could also dig deeper into employee satisfaction and appreciation issues. He noted that the rider survey was the third one in the past few months that consistently shows that Muni is improving in the public's perception.

7. Citizen's Advisory Council Report

Linton Stables, CAC Chair, noted that they are short one person of a full complement of people on the CAC. He presented their first annual report to the board and discussed the CAC's comments on the DPT incorporation report. They are concerned that report isn't responsive to Prop. E and doesn't discuss the integration of various functions such as finance or engineering. The CAC is against relocating the enforcement function to the SFPD.

8. Public Comment

Jeti Hanna, Union Chair at Flynn, spoke about the air quality at Flynn. She noted it's very bad where the buses are because of a lack of ventilation. (Chairman Flynn asked the general manager to report back to the board about this situation.)

THE FOLLOWING MATTERS BEFORE THE MUNICIPAL TRANSPORTATION AGENCY BOARD ARE RECOMMENDED FOR ACTION AS STATED BY THE DIRECTOR OF TRANSPORTATION, AND CITY ATTORNEY WHERE APPLICABLE. EXPLANATORY DOCUMENTS FOR ALL CONSENT AND REGULAR CALENDAR ITEMS ARE AVAILABLE FOR REVIEW AT 401 VAN NESS AVE. #334.

CONSENT CALENDAR

9. All matters listed hereunder constitute a Consent Calendar, are considered to be routine by the Municipal Transportation Agency Board, and will be acted upon by a single vote of the Board. There will be no separate discussion of these items unless a member of the Board or the public so requests, in which event the matter shall be removed from the Consent Calendar and considered as a separate item.

(9.1) Requesting the Controller to allot funds and to draw warrants against such funds as are or will be available in payment of the following claims against MUNI:

Progressive West Ins. vs. CCSF, Superior Ct. Ltd. #177102, in the amount of $1,139.80
Theophus Barron vs. CCSF, Superior Ct. #173415, in the amount of $5,000
Blanca Ramos vs. CCSF, Unlitigated Claim #00B15191, in the amount of $6,794.51
Juan Ongpin vs. CCSF, Unlitigated Claim #00T0649, in the amount of $7,250.64
Gerald Cosci vs. CCSF, Unlitigated Claim #00B1881, in the amount of $7,253.21
James Laurence vs. CCSF, Unlitigated Claim #00T02827, in the amount of $7,500

Alex Santos Ferreira vs. CCSF, Unlitigated Claim #00C00761, in the amount of $9,000
Rose DeLeon vs. CCSF, Superior Ct. Ltd. #171-389, in the amount of $9,000
Lan Pham vs. CCSF, Unlitigated Claim #00B14831, in the amount of $9,037.59
Naum Feldman vs. CCSF, Unlitigated Claim #00T5016, in the amount of $10,000
Purita Aberilla vs. CCSF, Superior Ct. #319197, in the amount of $12,000
Rasheeda Gaines vs. CCSF, Unlitigated Claim 00B06492, in the amount of $13,800
Julian Garrett vs. CCSF, Superior Ct. #314451, in the amount of $17,500
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Carl Natvig vs. CCSF, Superior Ct. #311769, in the amount of $30,000
Jean Dennis-Heller vs. CCSF, Superior Ct. #313892, in the amount of $47,500

RESOLUTION 01-081

(9.2) Authorizing the Director to apply for, accept, and expend $229,953 in federal JARC, Section 3037 capital assistance for the SFO-Southeast San Francisco Job Link program. (Explanatory documents include a staff report and resolution.)

Director Lim asked that item 9.2 be severed from the Consent Calendar. She asked if Muni would be providing the service. The general manager stated that Muni is serving as a conduit for the funds and that the airport will be managing this service.

No public comment.

RESOLUTION 01-082

ADOPTED: AYES – Black, Bourgart, Casey, Cisneros, Flynn, Lim and Vaughns

(9.3) Authorizing the Director to apply for, accept, and expend $53,282,382 in federal Section 5307 and STP capital assistance for Historic Streetcar and Cable Car Rehabilitation; Diesel Bus and Trolley Coach Replacement; Rail Replacement; Trolley Overhead Reconstruction; Paratransit Assistance; and Cable Car Infrastructure Rehabilitation. (Explanatory documents include a staff report, resolution.)

Director Lim asked that Item 9.3 be severed. The Director asked if the cost of warranty administration was included in these funds. The general manager stated that there are grant-funded positions that do warranty administration work. Staff needs to secure the approval of the MTA in order to get federal dollars and this money is not the total amount, just the annual appropriation.

No public comment.

RESOLUTION 01-083

ADOPTED: AYES – Black, Bourgart, Casey, Cisneros, Flynn, Lim and Vaughns

(9.4) Accepting Contract No. MR-1133, Emergency Traction Power Feeder Repair at Market and Sansome Streets; approving Contract Modification No. 3 to reduce the contract amount by $3,026.37, for a final contract amount of $335,603.68; authorizing the release of final retention and approving the closeout of this contract with Kingston Constructors. (Explanatory documents include a staff report, resolution, contract modification and financial plan.)

RESOLUTION 01-084

(9.5) Accepting Contract No. MR-1128, Power Improvements to the King Street Substation; approving Contract Modification No. 3 in the amount of $334,299.25; approving the closeout of the contract; and authorizing the release of retention to Steiny & Co. (Explanatory documents include a staff report, resolution, contract modification and financial plan.)

Item 9.5 was severed at the request of Director Lim who asked if the Giants contributed to the TIDF fund. Chairman Flynn noted that this was a contract closeout and was a separate matter.

No public comment.

RESOLUTION 01-085

ADOPTED: AYES – Black, Bourgart, Casey, Cisneros, Flynn, Lim and Vaughns

On motion to approve the Consent Calendar (Items 9.2, 9.3 and 9.5 severed):

No public comment.

ADOPTED: AYES – Black, Bourgart, Casey, Cisneros, Flynn, Lim and Vaughns

REGULAR CALENDAR

10. Adopting the FY2002-FY2021 Final Draft Short Range Transit Plan. (Explanatory documents include a staff report, resolution, SRTP and summary of comments.)

No public comment.

RESOLUTION 01-086

On motion to approve:

ADOPTED: AYES – Black, Bourgart, Casey, Cisneros, Flynn, Lim and Vaughns

11. Endorsing the Landmarks Preservation Advisory Board's proposal to landmark Laguna Honda Station as Landmark No. 231. (Explanatory documents include a staff report and

4. Discussion and vote pursuant to Administrative Code Section 67.11(a) as to whether to conduct a closed session and invoke the attorney-client privilege.

On motion to invoke the attorney-client privilege: unanimously approved.

5. Pursuant to Government Code Section 54956.9 and the Administrative Code Section 67.8 (3), the Municipal Transportation Agency Board will meet in Closed Session to discuss and take action on attorney-client matters in the following case:

CONFERENCE WITH LEGAL COUNSEL

Existing Litigation:

> Casmalia Resources Hazardous Waste Disposal Site vs. CCSF, U.S. EPA #99-02(a), filed on January 25, 2001

RESOLUTION 01-088

On motion to approve:

> ADOPTED: AYES – Black, Bourgart, Casey, Cisneros, Flynn, Lim and Vaughns

ADJOURN CLOSED SESSION AND RECONVENE REGULAR MEETING - The closed session was adjourned at 7:05 p.m.

13. Announcement of Closed Session.

Chairman Flynn announced the board met in closed session to discuss Casmalia Resources Hazardous Waste Disposal Site vs. CCSF with the city attorney. The board voted unanimously to recommend settlement of the case.

14. Motion to disclose or not disclose the information discussed in closed session.

On motion to not disclose the information discussed: unanimously approved.

ADJOURN - The meeting was adjourned at 7:07 p.m.

A tape of the meeting is on file in the office of the Secretary to the Municipal Transportation Agency Board of Directors.

R. Boomer

Roberta Boomer
Board Secretary

Municipal Transportation Agency
Board of Directors
City and County of San Francisco

NOTICE OF MEETING AND CALENDAR

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TUESDAY, AUGUST 21, 2001
ROOM 400, CITY HALL
1 CARLTON B. GOODLETT PLAZA

REGULAR MEETING
5:00 P.M.

CLOSED SESSION
Immediately following the Regular Meeting

BOARD OF DIRECTORS

H. Welton Flynn, Chairman
Enid Ng Lim, Vice Chairman
Shirley Breyer Black
Jim Bourgart
Mike Casey
Jose Cisneros
Cleopatra Vaughns

Michael T. Burns
DIRECTOR OF TRANSPORTATION

Roberta Boomer
BOARD SECRETARY

401 VAN NESS AVENUE-SUITE 334 -SAN FRANCISCO-CA. 94102-4524
☎(415) 554-6896 FAX (415) 554-4143

ACCESSIBLE MEETING POLICY

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The meeting room is wheelchair accessible. Accessible curbside parking spaces have been designated on the Van Ness Avenue and McAllister Street perimeters of City Hall for mobility impaired persons. There is accessible parking available within the Civic Center Underground Parking Garage at the corner of McAllister and Polk Streets, and within the Performing Arts Parking Garage at Grove and Franklin Streets.

If you require the use of an American sign language interpreter, a sound enhancement system, or a reader during the meeting, such person or system can be made available upon request; please contact Roberta Boomer at (415) 554-6896, at least 72 hours prior to the meeting. Late requests will be honored if possible. Calendars and minutes of the meeting may be available in alternative formats; please contact Roberta Boomer at (415) 554-6896 at least 72 hours in advance of need. Written reports or background materials for calendar items are available for public inspection and copying at 401 Van Ness Ave. #334 during regular business hours.

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KNOW YOUR RIGHTS UNDER THE SUNSHINE ORDINANCE

Government's duty is to serve the public, reaching its decisions in full view of the public. Commissions, boards, councils and other agencies of the City and County exist to conduct the people's business. This ordinance assures that deliberations are conducted before the people and that City operations are open to the people's review.

For more information on your rights under the Sunshine ordinance (Chapter 67 of the San Francisco Administrative Code), to report a violation of the ordinance or to obtain a free copy of the ordinance, contact Donna Hall, Administrator, Sunshine Ordinance Task Force. She can be reached by calling (415) 554-7724, fax (415) 554-7854, by e-mail at Donna_Hall@ci.sf.ca.us, or in writing to #1 Carlton B. Goodlett Place, Room 409, San Francisco, CA 94102-4683.

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5:00 - REGULAR MEETING

ORDER OF BUSINESS

1. Call to Order

2. Roll Call

3. Approval of Minutes

   -August 7, 2001 Regular Meeting

4. Communications

   (4.1) Announcement of prohibition of sound producing devices during the meeting.

5. Introduction of New or Old Business by Board Members

6. Director's Report (For discussion only)

   -Service Standards Quarterly Report
   -Ongoing Muni Activities

7. Citizen's Advisory Council Report

8. Public Comment

   Members of the public may address the Board on matters that are within the Board's jurisdiction and are not on today's calendar.

THE FOLLOWING MATTERS BEFORE THE MUNICIPAL TRANSPORTATION AGENCY BOARD ARE RECOMMENDED FOR ACTION AS STATED BY THE DIRECTOR OF TRANSPORTATION, AND CITY ATTORNEY WHERE APPLICABLE. EXPLANATORY DOCUMENTS FOR ALL CONSENT AND REGULAR CALENDAR ITEMS ARE AVAILABLE FOR REVIEW AT 401 VAN NESS AVE. #334.

CONSENT CALENDAR

9. All matters listed hereunder constitute a Consent Calendar, are considered to be routine by the Municipal Transportation Agency Board, and will be acted upon by a single vote of the Board. There will be no separate discussion of these items unless a member of the Board or the public so requests, in which event the matter shall be removed from the Consent Calendar and considered as a separate item.

(9.1) Requesting the Controller to allot funds and to draw warrants against such funds as are or will be available in payment of the following claims against MUNI:

Richard Booker, vs. CCSF Superior Ct. #316641, in the amount of $3,159.75
Marcyl Seidscher vs. CCSF, Unlitigated Claim #00B61581, in the amount of $5,045.84
Kae Yon Chey vs. CCSF, Superior Ct. # 180134, in the amount of $6,500
Kay Egawa vs. CCSF, Unlitigated Claim #0103871 in the amount of $7,820.63
Susana Ramos vs. CCSF, Superior Ct. #180877, in the amount of $7,926.67
Haruyo Balistreri vs. CCSF, Superior Ct. #313810 in the amount of $8,337
Su Yin Guan vs. CCSF, Superior Ct. #319443 in the amount of $13,000
Kristina White, vs. CCSF Superior Ct. #316641, in the amount of $32,500

(9.2) Canceling the meeting of October 2, 2001.

(9.3) Approving the plans and specifications and authorizing the Director to advertise bid call for Contract No. MR-1141, Third Street Light Rail Transit: King Street to 22nd Street. (Explanatory documents include a staff report, resolution and financial plan.)

(9.4) Approving the plans and specifications and authorizing the Director to advertise bid call for Contract No. MR-1149, Trolley Pole and Streetlight Assembly Procurement. (Explanatory documents include a staff report, resolution and financial plan.)

REGULAR CALENDAR

10. Authorizing the Director to revise service on the 19-Polk line in the vicinity of Seventh, Market and Larkin Streets near the San Francisco Main Library. (Explanatory documents include a staff report, resolution and map.)

11. Selecting Financial Security Assurance and Dexia Local Credit to provide Lending, Surety Guaranty or Standby Letter of Credit, and Loan Undertaking Payment services in connection with the Breda Light Rail Vehicle Leveraged Lease financing. (Explanatory documents include a staff report and resolution.)

RECESS REGULAR MEETING AND CONVENE CLOSED SESSION

CLOSED SESSION

1. Call to Order

2. Roll Call

3. Public Comment

4. Discussion and vote pursuant to Administrative Code Section 67.11(a) as to whether to conduct a closed session and invoke the attorney-client privilege.

5. Pursuant to Government Code Section 54956.9 and the Administrative Code Section 67.8 (3), the Municipal Transportation Agency Board will meet in Closed Session to discuss and take action on attorney-client matters in the following case:

CONFERENCE WITH LEGAL COUNSEL

Existing Litigation:

Jing Bang Jiang vs. CCSF, Superior Ct. #305602, in the amount of $150,000

ADJOURN CLOSED SESSION AND RECONVENE REGULAR MEETING

12. Announcement of Closed Session.

13. Motion to disclose or not disclose the information discussed in closed session.

ADJOURN

The Ethics Commission of the City and County of San Francisco has asked us to remind individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [SF Admin. Code Sections 16.520 - 16.534] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the Ethics Commission at 1390 Market Street, Suite 801, San Francisco, CA 94102, telephone (415) 554-9510, fax (415) 554-8757 and web site: sfgov.org/ethics.

Municipal Transportation Agency
Board of Directors
City and County of San Francisco

MINUTES

TUESDAY, AUGUST 21, 2001
ROOM 400, CITY HALL
1 CARLTON B. GOODLETT PLACE

REGULAR MEETING
5:00 P.M.

CLOSED SESSION
Cancelled by the Board

DOCUMENTS DEPT.

AUG 2 9 2001

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PUBLIC LIBRARY

BOARD OF DIRECTORS

H. Welton Flynn, Chairman
Enid Lim, Vice Chairman
Jim Bourgart
Shirley Breyer Black
Mike Casey
Jose Cisneros
Cleopatra Vaughns

Michael T. Burns
DIRECTOR OF TRANSPORTATION

Roberta Boomer
BOARD SECRETARY

401 VAN NESS AVENUE-SUITE 334 -SAN FRANCISCO-CA. 94102-4524
☎(415) 554-6896 FAX (415) 554-4143

5:00 - REGULAR MEETING

ORDER OF BUSINESS

1. Call to Order

Chairman Flynn called the meeting to order at 5:05 p.m.

2. Roll Call

Present: Shirley Breyer Black
Jim Bourgart
Mike Casey
Jose Cisneros
H. Welton Flynn
Enid Lim
Cleopatra Vaughns

3. Approval of Minutes

On motion to approve the minutes of the August 7, 2001 Regular Meeting: unanimously approved.

4. Communications

(4.1) Announcement of prohibition of sound producing devices during the meeting.

Chairman Flynn announced that the ringing of and use of cell phones, pagers and similar sound-producing electronic devices are prohibited at the meeting. He advised that any person responsible for the ringing or use of a cell phone, pager, or other similar sound-producing electronic devices may be removed from the meeting.

The City Attorney's Office requested that the closed session case be removed from the calendar and that the closed session be cancelled, as the case involves no payment by the city as there was a third party defendant who would make the settlement payment.

5. Introduction of New or Old Business by Board Members

Director Bourgart congratulated Director Vaughns for being honored by the City Club on her addition to the Wall of Fame.

6. Director's Report (For discussion only)

-Service Standards Quarterly Report
-Ongoing Muni Activities

Director Black noted that the public information effort surrounding the incident at California and Presidio was handled beautifully.

7. Citizen's Advisory Council Report

No report was made.

8. Public Comment

No public comment.

THE FOLLOWING MATTERS BEFORE THE MUNICIPAL TRANSPORTATION AGENCY BOARD ARE RECOMMENDED FOR ACTION AS STATED BY THE DIRECTOR OF TRANSPORTATION, AND CITY ATTORNEY WHERE APPLICABLE. EXPLANATORY DOCUMENTS FOR ALL CONSENT AND REGULAR CALENDAR ITEMS ARE AVAILABLE FOR REVIEW AT 401 VAN NESS AVE. #334.

CONSENT CALENDAR

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(9.1) Requesting the Controller to allot funds and to draw warrants against such funds as are or will be available in payment of the following claims against MUNI:

Richard Booker, vs. CCSF Superior Ct. #316641, in the amount of $3,159.75
Marcyl Seidscher vs. CCSF, Unlitigated Claim #00B61581, in the amount of $5,045.84
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Su Yin Guan vs. CCSF, Superior Ct. #319443 in the amount of $13,000
Kristina White, vs. CCSF Superior Ct. #316641, in the amount of $32,500

RESOLUTION 01-089

(9.2) Canceling the meeting of October 2, 2001.

RESOLUTION 01-090

(9.3) Approving the plans and specifications and authorizing the Director to advertise bid call for Contract No. MR-1141, Third Street Light Rail Transit: King Street to 22nd Street. (Explanatory documents include a staff report, resolution and financial plan.)

Item 9.3 was severed at the request of Director Lim who expressed concern about the length of the platforms. Bill Neilson confirmed that all the platforms are 150 feet in length and will accommodate two cars.

RESOLUTION 01-091

ADOPTED: AYES – Black, Bourgart, Casey, Cisneros, Flynn, Lim and Vaughns

(9.4) Approving the plans and specifications and authorizing the Director to advertise bid call for Contract No. MR-1149, Trolley Pole and Streetlight Assembly Procurement. (Explanatory documents include a staff report, resolution and financial plan.)

RESOLUTION 01-092

No public comment.

On motion to approve the consent calendar (Item 9.3 severed):

ADOPTED: AYES – Black, Bourgart, Casey, Cisneros, Flynn, Lim and Vaughns

REGULAR CALENDAR

10. Authorizing the Director to revise service on the 19-Polk line in the vicinity of Seventh, Market and Larkin Streets near the San Francisco Main Library. (Explanatory documents include a staff report, resolution and map.)

PUBLIC COMMENT:

Jewel McGinnis, Vice President of the Blind Advisory Committee for the Library for the Blind and MAAC Vice-President supports the change. She noted that MAAC has approved the change and asked that Muni replace the talking sign bus shelter.

Barbara Berman thanked staff for their consideration of people with disabilities.

Gerald Hansen is opposed to the reroute, as the 19 line doesn't run on time. He suggested that Muni not run the line up Wisconsin but run it both ways on 25th St. thereby shortening the route in both directions.

Neil Mills related an incident that happened in front of library where an elderly gentleman, waiting for bus on cold evening, fell and broke his arm. He thinks it's a good idea to move the stop.

Susan Hildreth thanked staff for their good work and urged the board to support the recommendation.

Michael Housh asked the board to reinstate the stop to serve seniors and people with disabilities, as it will be of great assistance to library patrons.

Martin Magid thanked the board for considering the item as it's a sensible rerouting pattern and important to people with disabilities and seniors.

Marti Goddard added her thanks for the time and thought put into the reroute. She is the Access Services Manager at the Library and is concerned about patrons with disabilities. She also supports Ms. McGinnis' request for the replacement of the talking signs shelter.

Cherry Elliott rides the 19-Polk to BART all the time and thinks the new route is redundant. She is concerned that it will add time to a line that is already behind schedule. She urged the board to restore the old route and end the line at the Library.

Babbette Drefke, Potrero Hill, supports the route change but thinks it doesn't go far enough. She wants the route restored to the original route and thinks that patrons need straight lines to all destinations.

Chairman Flynn asked about the difference in running times. Peter Straus replied that the difference was approximately 2 minutes and when the 19-Polk line was changed, another bus was added to the line.

RESOLUTION 01-093

On motion to approve:

ADOPTED: AYES – Black, Bourgart, Casey, Cisneros, Flynn, Lim and Vaughns

11. Selecting Financial Security Assurance and Dexia Local Credit to provide Lending, Surety Guaranty or Standby Letter of Credit, and Loan Undertaking Payment services in connection with the Breda Light Rail Vehicle Leveraged Lease financing. (Explanatory documents include a staff report and resolution.)

No public comment.

Director Casey stated that while he had strong reservations about this process he would withdraw his objections until the legislature determines the public policy issue. He noted that Muni should take advantage of monies that otherwise we wouldn't have access to but that it's a difficult item to decide upon without knowing the costs and benefits.

No public comment.

RESOLUTION 01-094

On motion to approve:

ADOPTED: AYES – Black, Bourgart, Casey, Cisneros, Flynn, Lim and Vaughns

The board canceled the closed session.

ADJOURN - The meeting was adjourned at 6:25 p.m.

A tape of the meeting is on file in the office of the Secretary to the Municipal Transportation Agency Board of Directors.

R. Boomer

Roberta Boomer
Board Secretary

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Municipal Transportation Agency
Board of Directors
City and County of San Francisco

NOTICE OF MEETING AND CALENDAR

TUESDAY, SEPTEMBER 4, 2001
ROOM 400, CITY HALL
1 CARLTON B. GOODLETT PLAZA

REGULAR MEETING
5:00 P.M.

CLOSED SESSION
Immediately following the Regular Meeting

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PUBLIC LIBRARY

BOARD OF DIRECTORS

H. Welton Flynn, Chairman
Enid Ng Lim, Vice Chairman
Shirley Breyer Black
Jim Bourgart
Mike Casey
Jose Cisneros
Cleopatra Vaughns

08-29-01A11:18 RCVD

Michael T. Burns
DIRECTOR OF TRANSPORTATION

Roberta Boomer
BOARD SECRETARY

401 VAN NESS AVENUE-SUITE 334 -SAN FRANCISCO-CA. 94102-4524
☎(415) 554-6896 FAX (415) 554-4143

ACCESSIBLE MEETING POLICY

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5:00 - REGULAR MEETING

ORDER OF BUSINESS

1. Call to Order

2. Roll Call

3. Approval of Minutes

   -August 21, 2001 Regular Meeting

4. Communications

   (4.1) Announcement of prohibition of sound producing devices during the meeting.

5. Introduction of New or Old Business by Board Members

6. Director's Report (For discussion only)

   -Special Recognition Award
   -Quarterly Report on Key Capital Projects
   -Report on TIDF study
   -Ongoing Muni Activities

7. Citizen's Advisory Council Report

8. Public Comment

   Members of the public may address the Board on matters that are within the Board's jurisdiction and are not on today's calendar.

THE FOLLOWING MATTERS BEFORE THE MUNICIPAL TRANSPORTATION AGENCY BOARD ARE RECOMMENDED FOR ACTION AS STATED BY THE DIRECTOR OF TRANSPORTATION, AND CITY ATTORNEY WHERE APPLICABLE. EXPLANATORY DOCUMENTS FOR ALL CONSENT AND REGULAR CALENDAR ITEMS ARE AVAILABLE FOR REVIEW AT 401 VAN NESS AVE. #334.

CONSENT CALENDAR

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(9.1) Requesting the Controller to allot funds and to draw warrants against such funds as are or will be available in payment of the following claims against MUNI:

Nationwide Mutual Insurance Co. vs. CCSF, Superior Ct. #186789 in the amount of $1,400
Ann Collentine vs. CCSF, Superior Ct. #307060 in the amount of $5,000
Manuel Campos vs. CCSF, Unlitigated Claim #00B05501 in the amount of $5,750
Nadine Gray vs. CCSF, Unlitigated Claim 99T02828 in the amount of $8,000
Rodolfo Barnadas vs. CCSF, Superior Ct. #310375 in the amount of $10,500
Dorothy Calabrese vs. CCSF, Superior Ct. #313208 in the amount of $14,750

(9.2) Accepts Contract No. MR-1176, Woods Tank Removal and Soil Remediation; approving the final Contract Modification No. 10 to reduce the contract amount by $216.86 for a total amount of $3,408,527.44 and extend the contract duration by 213 days to 653 days thereby changing the contract completion date from November 30, 1999 to June 30, 2000; and approving the closeout of the contract and release of retention to AFA Construction. (Explanatory documents include a staff report, resolution and financial plan.)

(9.3) Authorizing the Director to issue a Request for Proposals for an integrated Scheduling Software and Operator Dispatch system, Contract MR-1185, to evaluate and interview proposers, select the highest ranking proposer, and negotiate a contract for developing, acquiring, installing and implementing this system. (Explanatory documents include a staff report, resolution and financial plan.)

REGULAR CALENDAR

10. Approving Contract Modification No. 3 to No. MR-1115, No. 1 California/No. 4 Sutter Trolley Overhead Reconstruction, with Abbett Electric Corporation, increasing the total contract amount by $74,745, for a total contract amount of $6,178,196, and extending the time of completion by 103 calendar days, from September 10, 2001 to December 22, 2001. (Explanatory documents include a staff report, contract modification, and resolution.)

RECESS REGULAR MEETING AND CONVENE CLOSED SESSION

CLOSED SESSION

1. Call to Order

2. Roll Call

3. Public Comment

4. Discussion and vote pursuant to Administrative Code Section 67.11(a) as to whether to conduct a closed session and invoke the attorney-client privilege.

5. Pursuant to Government Code Section 54956.9 and the Administrative Code Section 67.8 (3), the Municipal Transportation Agency Board will meet in Closed Session to discuss and take action on attorney-client matters in the following case:

CONFERENCE WITH LEGAL COUNSEL

Existing Litigation:

Andrew Gescheidt and Karen Balacek, Superior Ct. #303554, filed on 5/17/99

ADJOURN CLOSED SESSION AND RECONVENE REGULAR MEETING

11. Announcement of Closed Session.

12. Motion to disclose or not disclose the information discussed in closed session.

ADJOURN

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Municipal Transportation Agency
Board of Directors
City and County of San Francisco

MINUTES

TUESDAY, SEPTEMBER 4, 2001
ROOM 400, CITY HALL
1 CARLTON B. GOODLETT PLACE

REGULAR MEETING
5:00 P.M.

DOCUMENTS DEPT.

OCT 1 2 2001

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CLOSED SESSION
Immediately following the Regular Meeting

BOARD OF DIRECTORS

H. Welton Flynn, Chairman
Enid Lim, Vice Chairman
Jim Bourgart
Shirley Breyer Black
Mike Casey
Jose Cisneros
Cleopatra Vaughns

Michael T. Burns
DIRECTOR OF TRANSPORTATION

Roberta Boomer
BOARD SECRETARY

401 VAN NESS AVENUE-SUITE 334 -SAN FRANCISCO-CA. 94102-4524
☎(415) 554-6896 FAX (415) 554-4143

5:00 - REGULAR MEETING

ORDER OF BUSINESS

1. Call to Order

Chairman Flynn called the meeting to order at 5:06 p.m.

2. Roll Call

Present: Shirley Breyer Black
Jim Bourgart
Mike Casey
Jose Cisneros
H. Welton Flynn
Enid Lim
Cleopatra Vaughns

3. Approval of Minutes

On motion to approve the minutes of the August 21, 2001 Regular Meeting: unanimously approved.

4. Communications

(4.1) Announcement of prohibition of sound producing devices during the meeting.

Chairman Flynn announced that the ringing of and use of cell phones, pagers and similar sound-producing electronic devices are prohibited at the meeting. He advised that any person responsible for the ringing or use of a cell phone, pager, or other similar sound-producing electronic devices may be removed from the meeting.

5. Introduction of New or Old Business by Board Members

Director Bourgart asked about a letter the board received from the New Mission Terrace Improvement Association regarding traffic controls on San Jose Avenue. He requested a response about where things stand by the next meeting.

6. Director's Report (For discussion only)

-Special Recognition Award
-Quarterly Report on Key Capital Projects
-Report on TIDF study
-Ongoing Muni Activities

The General Manager presented the Special Recognition Award to Charles Vercelli who was instrumental in setting up the Prop. E data collection program. Mr. Vercelli is an unsung hero in the organization. Mr. Vercelli is honored to get the award and acknowledged the many people who worked with him to accomplish the task. Chairman Flynn thanked Mr. Vercelli on behalf of the board.

Bonnie Nelson, Nelson/Nygaard reviewed the Transit Impact Development Fee Study with the board. General Manager Burns said a good next step will be to conduct a formal nexus study. He will take this study to the CAC.

7. Citizen's Advisory Council Report

No report was made.

8. Public Comment

None.

THE FOLLOWING MATTERS BEFORE THE MUNICIPAL TRANSPORTATION AGENCY BOARD ARE RECOMMENDED FOR ACTION AS STATED BY THE DIRECTOR OF TRANSPORTATION, AND CITY ATTORNEY WHERE APPLICABLE. EXPLANATORY DOCUMENTS FOR ALL CONSENT AND REGULAR CALENDAR ITEMS ARE AVAILABLE FOR REVIEW AT 401 VAN NESS AVE. #334.

CONSENT CALENDAR

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(9.1) Requesting the Controller to allot funds and to draw warrants against such funds as are or will be available in payment of the following claims against MUNI:

Nationwide Mutual Insurance Co. vs. CCSF, Superior Ct. #186789 in the amount of $1,400
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Rodolfo Barnadas vs. CCSF, Superior Ct. #310375 in the amount of $10,500
Dorothy Calabrese vs. CCSF, Superior Ct. #313208 in the amount of $14,750

RESOLUTION 01-095

(9.2) Accepts Contract No. MR-1176, Woods Tank Removal and Soil Remediation; approving the final Contract Modification No. 10 to reduce the contract amount by $216.86 for a total amount of $3,408,527.44 and extend the contract duration by 213 days to 653 days thereby changing the contract completion date from November 30, 1999 to June 30, 2000; and approving the closeout of the contract and release of retention to AFA Construction. (Explanatory documents include a staff report, resolution and financial plan.)

RESOLUTION 01-096

(9.3) Authorizing the Director to issue a Request for Proposals for an integrated Scheduling Software and Operator Dispatch system, Contract MR-1185, to evaluate and interview proposers, select the highest ranking proposer, and negotiate a contract for developing, acquiring, installing and implementing this system. (Explanatory documents include a staff report, resolution and financial plan.)

Item 9.3 was severed at the request of Director Lim who expressed concerns about introducing new software. She asked if we had looked at other transit systems that have instituted the same software to make sure there aren't any glitches. General Manager Burns noted that there are only two or three systems available that had been built around FTA reporting requirements. He said Muni would rely heavily on demonstrated performance on other systems.

No public comment.

RESOLUTION 01-097

On motion to approve:

ADOPTED: AYES – Black, Bourgart, Casey, Cisneros, Flynn, Lim and Vaughns

On motion to approve the Consent Calendar (Item 9.3 severed):

No public comment.

ADOPTED: AYES – Black, Bourgart, Casey, Cisneros, Flynn, Lim and Vaughns

REGULAR CALENDAR

10. Approving Contract Modification No. 3 to No. MR-1115, No. 1 California/No. 4 Sutter Trolley Overhead Reconstruction, with Abbett Electric Corporation, increasing the total contract amount by $74,745, for a total contract amount of $6,178,196, and extending the time of completion by 103 calendar days, from September 10, 2001 to December 22, 2001. (Explanatory documents include a staff report, contract modification, and resolution.)

No public comment.

RESOLUTION 01-098

On motion to approve:

ADOPTED: AYES – Black, Bourgart, Casey, Cisneros, Flynn, Lim and Vaughns

RECESS REGULAR MEETING AND CONVENE CLOSED SESSION

CLOSED SESSION

1. Call to Order

Chairman Flynn called the closed session to order at 5:52 p.m.

2. Roll Call

Present: Shirley Breyer Black
Jim Bourgart
Mike Casey
Jose Cisneros
H. Welton Flynn
Enid Lim
Cleopatra Vaughns

Also present: Michael T. Burns, Director of Transportation
Roberta Boomer, Board Secretary
Robert Bryan, Deputy City Attorney
Joanne Hoeper, Deputy City Attorney
Ellen Shapiro, Deputy City Attorney

3. Public Comment

None.

4. Discussion and vote pursuant to Administrative Code Section 67.11(a) as to whether to conduct a closed session and invoke the attorney-client privilege.

On motion to invoke the attorney-client privilege: unanimously approved.

5. Pursuant to Government Code Section 54956.9 and the Administrative Code Section 67.8 (3), the Municipal Transportation Agency Board will meet in Closed Session to discuss and take action on attorney-client matters in the following case:

CONFERENCE WITH LEGAL COUNSEL

Existing Litigation:

Andrew Gescheidt and Karen Balacek, Superior Ct. #303554, filed on 5/17/99

RESOLUTION 01-099

On motion to approve:

ADOPTED: AYES – Black, Bourgart, Casey, Cisneros, Flynn, Lim and Vaughns

ADJOURN CLOSED SESSION AND RECONVENE REGULAR MEETING - The closed session was adjourned at 6:02 p.m.

11. Announcement of Closed Session.

Chairman Flynn announced the board met in closed session to discuss Andrew Gescheidt and Karen Balacek vs. CCSF with the city attorney. The board voted unanimously to settle the case.

12. Motion to disclose or not disclose the information discussed in closed session.

On motion to not disclose the information discussed: unanimously approved.

ADJOURN - The meeting was adjourned at 6:03 p.m.

A tape of the meeting is on file in the office of the Secretary to the Municipal Transportation Agency Board of Directors.

R. Boomer

Roberta Boomer
Board Secretary

The Ethics Commission of the City and County of San Francisco has asked us to remind individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [SF Admin. Code Sections 16.520 - 16.534] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the Ethics Commission at 1390 Market Street, Suite 801, San Francisco, CA 94102, telephone (415) 554-9510, fax (415) 554-8757 and web site: sfgov.org/ethics.

Municipal Transportation Agency
Board of Directors
City and County of San Francisco

NOTICE OF MEETING AND CALENDAR

Cancelled

TUESDAY, SEPTEMBER 18, 2001
ROOM 400, CITY HALL
1 CARLTON B. GOODLETT PLAZA

REGULAR MEETING
5:00 P.M.

DOCUMENTS DEPT.

SEP 1 3 2001

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BOARD OF DIRECTORS

H. Welton Flynn, Chairman
Enid Ng Lim, Vice Chairman
Shirley Breyer Black
Jim Bourgart
Mike Casey
Jose Cisneros
Cleopatra Vaughns

Michael T. Burns
DIRECTOR OF TRANSPORTATION

Roberta Boomer
BOARD SECRETARY

401 VAN NESS AVENUE-SUITE 334 -SAN FRANCISCO-CA. 94102-4524
☎(415) 554-6896 FAX (415) 554-4143

ACCESSIBLE MEETING POLICY

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5:00 - REGULAR MEETING

10/

ORDER OF BUSINESS

1. Call to Order

2. Roll Call

3. Approval of Minutes

   -September 4, 2001 Regular Meeting

4. Communications

   (4.1) Announcement of prohibition of sound producing devices during the meeting.

5. Introduction of New or Old Business by Board Members

6. Director's Report (For discussion only)

   -"Our ComMUNIty" campaign
   -Ongoing Muni Activities

7. Citizen's Advisory Council Report

8. Public Comment

   Members of the public may address the Board on matters that are within the Board's jurisdiction and are not on today's calendar.

THE FOLLOWING MATTERS BEFORE THE MUNICIPAL TRANSPORTATION AGENCY BOARD ARE RECOMMENDED FOR ACTION AS STATED BY THE DIRECTOR OF TRANSPORTATION, AND CITY ATTORNEY WHERE APPLICABLE. EXPLANATORY DOCUMENTS FOR ALL CONSENT AND REGULAR CALENDAR ITEMS ARE AVAILABLE FOR REVIEW AT 401 VAN NESS AVE. #334.

CONSENT CALENDAR

9. All matters listed hereunder constitute a Consent Calendar, are considered to be routine by the Municipal Transportation Agency Board, and will be acted upon by a single vote of the Board. There will be no separate discussion of these items unless a member of the Board or the public so requests, in which event the matter shall be removed from the Consent Calendar and considered as a separate item.

(9.1) Authorizing the Agency to submit an application to program State Transportation Improvement Program funds for Third Street Phase I in the amount of $22,570,000; Third Street Phase II in the amount of $9,400,000; 1401 Bryant Seismic Rehabilitation in the amount of $9,200,000; Rail Replacement Program in the amount of $1,000,000; Revenue Reconciliation System in the amount of $1,650,000; Automatic Vehicle Location System in the amount of $525,000; and Project Management Information System in the amount of $300,000. (Explanatory documents include a staff report and resolution.)

(9.2) Approving Amendment No. 2 to the Appointment and Compensation Agreement between the City and Michael T. Burns to include the "General Manager's Incentive Compensation Plan Recommendation" approved by the MTA Board and salary adjustments available to the Executive Management Level of the Municipal Executives Association as of July 1, 2001. (Explanatory documents include a staff report, amendment, agreement and resolution.)

REGULAR CALENDAR

10. Adopting an overall annual goal of 29 percent for Disadvantaged Business Enterprise contracting in DOT-assisted contracts for federal fiscal year 2000-2001. (Explanatory documents include a staff report, resolution and methodology.)

11. Awarding Contract No. CS-137, Insurance Broker Services for an Owner-Controlled Insurance Program for the Third Street Light Rail Transit Project Initial Operating Segment construction contracts, to Merriwether & Williams Insurance Services, Inc. to provide professional brokerage services in an amount not to exceed $706,942 and for a term of up to five years. (Explanatory documents include a staff report, resolution, agreement, scope of services and financial plan.)

12. Authorizing the Purchaser to utilize the competitive procurement of the State of California to purchase 24 modified ramped Chevrolet Ventura minivans from El Dorado Bus Sales for an amount not to exceed $820,000 and authorizing a purchase order for professional services from the State of California to provide inspection and other services for an amount not to exceed $20,000. (Explanatory documents include a staff report, resolution, and financial plan.)

ADJOURN

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Municipal Transportation Agency
Board of Directors
City and County of San Francisco

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NOTICE OF CANCELLATION

TUESDAY, SEPTEMBER 18, 2001
ROOM 400, CITY HALL
1 CARLTON B. GOODLETT PLAZA.

THE BOARD MEETING FOR TUESDAY, SEPTEMBER 18, 2001 HAS BEEN CANCELED. THE NEXT MEETING OF THE MTA BOARD OF DIRECTORS WILL BE ON TUESDAY, OCTOBER 16.

401 VAN NESS AVENUE-SUITE 334 -SAN FRANCISCO-CA. 94102-4524
☎(415) 554-6896 FAX (415) 554-4143

Municipal Transportation Agency
Board of Directors
City and County of San Francisco

9/2/01
cancelled

NOTICE OF CANCELLATION

TUESDAY, OCTOBER 2, 2001
ROOM 400, CITY HALL
1 CARLTON B. GOODLETT PLAZA.

THE BOARD MEETING FOR TUESDAY, OCTOBER 2, 2001 HAS BEEN CANCELED. THE NEXT MEETING OF THE MTA BOARD OF DIRECTORS WILL BE ON TUESDAY, OCTOBER 16.

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Municipal Transportation Agency
Board of Directors
City and County of San Francisco

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10/16/01

NOTICE OF MEETING AND CALENDAR

"See canceled Notice"

TUESDAY, OCTOBER 16, 2001
ROOM 400, CITY HALL
1 CARLTON B. GOODLETT PLACE

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OCT 12 2001

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CLOSED SESSION
4:15 P.M.

REGULAR MEETING
5:00 P.M.

BOARD OF DIRECTORS

H. Welton Flynn, Chairman
Enid Ng Lim, Vice Chairman
Shirley Breyer Black
Jim Bourgart
Mike Casey
Jose Cisneros
Cleopatra Vaughns

Michael T. Burns
DIRECTOR OF TRANSPORTATION

Roberta Boomer
BOARD SECRETARY

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4:15 - CLOSED SESSION

1. Call to Order

2. Roll Call

3. Public Comment

4. Discussion and vote pursuant to Administrative Code Section 67.11(a) as to whether to conduct a closed session and invoke the attorney-client privilege.

5. Pursuant to Government Code Sections 54956.8, the Public Transportation Commission will meet in closed session for:

CONFERENCE WITH REAL PROPERTY NEGOTIATOR:

Property: Muni layover lot at the corner of Mission and Steuart Streets.

Person(s) Negotiating: Kerstin Magary and Michael Cohen

Lessee: Mission and Stuart Hotel Partners, LLC

Under Negotiation: Terms of a long-term Ground Lease and Lease Disposition Development Agreement

6. Pursuant to Government Code Sections 54956.9, and Administrative Code Section 67.8 (3) the Municipal Transportation Agency Board will meet in closed session to discuss attorney-client matters in the following case:

CONFERENCE WITH LEGAL COUNSEL

Anticipated Litigation:

__X___ As defendant _____ As plaintiff

ADJOURN

5:00 - REGULAR MEETING

ORDER OF BUSINESS

1. Call to Order

2. Roll Call

3. Approval of Minutes

   -September 4, 2001 Regular Meeting

4. Communications

   (4.1) Announcement of prohibition of sound producing devices during the meeting.

5. Introduction of New or Old Business by Board Members

6. Director's Report (For discussion only)

   -Special Recognition Award
   -Ongoing Muni Activities

7. Citizen's Advisory Council Report

8. Public Comment

   Members of the public may address the Board on matters that are within the Board's jurisdiction and are not on today's calendar.

THE FOLLOWING MATTERS BEFORE THE MUNICIPAL TRANSPORTATION AGENCY BOARD ARE RECOMMENDED FOR ACTION AS STATED BY THE DIRECTOR OF TRANSPORTATION, AND CITY ATTORNEY WHERE APPLICABLE. EXPLANATORY DOCUMENTS FOR ALL CONSENT AND REGULAR CALENDAR ITEMS ARE AVAILABLE FOR REVIEW AT 401 VAN NESS AVE. #334.

CONSENT CALENDAR

9. All matters listed hereunder constitute a Consent Calendar, are considered to be routine by the Municipal Transportation Agency Board, and will be acted upon by a single vote of the Board. There will be no separate discussion of these items unless a member of the Board or the public so requests, in which event the matter shall be removed from the Consent Calendar and considered as a separate item.

(9.1) Requesting the Controller to allot funds and to draw warrants against such funds as are or will be available in payment of the following claims against MUNI:

Darrell Merriweather vs. CCSF, Superior Ct. Ltd. #175332 in the amount of $532 (waiver)
Mark Bennett vs. CCSF, Superior Ct. #315003 in the amount of $1,500
Michael Henderson vs. CCSF, Superior Ct. #998096 in the amount of $4,500
Allstate Insurance Co. vs. CCSF, Superior Ct. #181955 in the amount of $5,000
Stacy Takeda vs. CCSF, Unlitigated Claim #0102967 in the amount of $6,000
Geneva Sparks vs. CCSF, Superior Ct. #311225 in the amount of $7,500
Armando Gonzales vs. CCSF, Unlitigated Claim #99B212017 in the amount of $8,000
Jezebel Morales vs. CCSF, Superior Ct. #170042 in the amount of $9,000
James Sewell vs. CCSF, Superior Ct. #307952 in the amount of $10,000
Miles Marioni vs. CCSF, Superior Ct. #313378 in the amount of $12,000
Charles Freshman vs. CCSF, Unlitigated Claim #00B1068 in the amount of $12,015.77
Yue Ying Zhu vs. CCSF, Superior Ct. #381375 in the amount of $15,000
Frederic Stone vs. CCSF, Superior Ct. #323129 in the amount of $17,500
Rita Hernandez vs. CCSF, Superior Ct. #316747 in the amount of $19,628.42
Joan Howley and CSAA vs. CCSF, Superior Ct. #314700 in the amount of $59,765.97

(9.2) Authorizing the Agency to submit an application to program State Transportation Improvement Program funds for Third Street Phase I in the amount of $22,570,000; Third Street Phase II in the amount of $9,400,000; 1401 Bryant Seismic Rehabilitation in the amount of $9,200,000; Rail Replacement Program in the amount of $1,000,000; Revenue Reconciliation System in the amount of $1,650,000; Automatic Vehicle Location System in the amount of $525,000; and Project Management Information System in the amount of $300,000. (Explanatory documents include a staff report and resolution.)

(9.3) Approving Amendment No. 2 to the Appointment and Compensation Agreement between the City and Michael T. Burns to include the "General Manager's Incentive Compensation Plan Recommendation" approved by the MTA Board and salary adjustments available to the Executive Management Level of the Municipal Executives Association as of July 1, 2001. (Explanatory documents include a staff report, amendment, agreement and resolution.)

(9.4) Approving Contract Modification No. 7 to Contract No. MR-1120R, Woods Facility Fuel and Wash Improvements, with Tank Protect Engineering, increasing the contract amount by $198,000.00, for a total contract amount not to exceed $9,023,059.86, with no extension of time. (Explanatory documents include a staff report, resolution and financial plan.)

REGULAR CALENDAR

10. Adopting an overall annual goal of 29 percent for Disadvantaged Business Enterprise contracting in DOT-assisted contracts for federal fiscal year 2000-2001. (Explanatory documents include a staff report, resolution and methodology.)

11. Awarding Contract No. CS-137, Insurance Broker Services for an Owner-Controlled Insurance Program (OCIP) for the Third Street Light Rail Transit Project Initial Operating Segment (Project) construction contracts, to Merriwether & Williams Insurance Services, Inc. to provide professional brokerage services in an amount not to exceed $706,942 and for a term of up to five years. (Explanatory documents include a staff report, resolution, agreement, scope of services and financial plan.)

12. Rejecting all proposals received and authorizing the Director to advertise a Request for Proposals CS-137, Insurance Broker Services for an Owner-Controlled Insurance Program, Contract CS-137R, to evaluate proposals and interview insurance brokers, select the highest ranking, responsive broker, and to negotiate a contract with the selected broker for an amount not to exceed $1,500,000 and for a term of up to five (5) years.

(NOTE: The MTA Board of Directors may take action on either item 11 or item 12.)

13. Authorizing the Director to execute the Transit Vehicle Agreement with the Salt Lake Olympic Organizing Committee for the Winter Games of 2002, lending up to fifty standard Neoplan buses for the Winter Olympic and Paralympic Games from no later than January 1, 2002 to no later than April 1, 2002. (Explanatory documents include a staff report, resolution and agreement.)

14. Authorizing the Director of Transportation to execute Amendment No. 6 to Contract No. CS-105, Independent Safety Consulting Support for Advanced Train Control System Project, with Lea+Elliott, Inc., to increase the contract amount by $306,000, for a total contract amount not to exceed $4,277,359. (Explanatory documents include a staff report, resolution and agreement.)

ADJOURN

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Municipal Transportation Agency
Board of Directors
City and County of San Francisco

NOTICE OF CANCELLATION

TUESDAY, OCTOBER 16, 2001
ROOM 400, CITY HALL
1 CARLTON B. GOODLETT PLAZA.

THE BOARD MEETING FOR TUESDAY, OCTOBER 16, 2001 HAS BEEN CANCELED. THE NEXT REGULAR MEETING OF THE MTA BOARD OF DIRECTORS WILL BE ON TUESDAY, NOVEMBER 6.

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Municipal Transportation Agency
Board of Directors
City and County of San Francisco

NOTICE OF SPECIAL MEETING AND CALENDAR

FRIDAY, OCTOBER 19, 2001
ROOM 416, CITY HALL
1 CARLTON B. GOODLETT PLAZA

CLOSED SESSION
3:00 P.M.

SPECIAL MEETING
Immediately following the Closed Session

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BOARD OF DIRECTORS

H. Welton Flynn, Chairman
Enid Ng Lim, Vice Chairman
Shirley Breyer Black
Jim Bourgart
Mike Casey
Jose Cisneros
Cleopatra Vaughns

Michael T. Burns
DIRECTOR OF TRANSPORTATION

Roberta Boomer
BOARD SECRETARY

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3:00 - CLOSED SESSION

1. Call to Order

2. Roll Call

3. Public Comment

4. Discussion and vote pursuant to Administrative Code Section 67.11(a) as to whether to conduct a closed session and invoke the attorney-client privilege.

5. Pursuant to Government Code Sections 54956.8, the Public Transportation Commission will meet in closed session for:

CONFERENCE WITH REAL PROPERTY NEGOTIATOR:

Property: Muni layover lot at the corner of Mission and Steuart Streets.

Person(s) Negotiating: Kerstin Magary and Michael Cohen

Lessee: Mission and Stuart Hotel Partners, LLC

Under Negotiation: Terms of a long-term Ground Lease and Lease Disposition Development Agreement

6. Pursuant to Government Code Sections 54956.9, and Administrative Code Section 67.8 (3) the Municipal Transportation Agency Board will meet in closed session to discuss attorney-client matters in the following case:

CONFERENCE WITH LEGAL COUNSEL

Anticipated Litigation:

__X__ As defendant _____ As plaintiff

ADJOURN

3:30 – SPECIAL MEETING

ORDER OF BUSINESS

1. Call to Order

2. Roll Call

3. Approval of Minutes

   -September 4, 2001 Regular Meeting

4. Communications

   (4.1) Announcement of prohibition of sound producing devices during the meeting.

5. Introduction of New or Old Business by Board Members

6. Director's Report (For discussion only)

   -Special Recognition Award
   -Ongoing Muni Activities

7. Citizen's Advisory Council Report

8. Public Comment

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CONSENT CALENDAR

9. All matters listed hereunder constitute a Consent Calendar, are considered to be routine by the Municipal Transportation Agency Board, and will be acted upon by a single vote of the Board. There will be no separate discussion of these items unless a member of the Board or the public so requests, in which event the matter shall be removed from the Consent Calendar and considered as a separate item.

(9.1) Requesting the Controller to allot funds and to draw warrants against such funds as are or will be available in payment of the following claims against MUNI:

Darrell Merriweather vs. CCSF, Superior Ct. Ltd. #175332 in the amount of $532 (waiver)
Mark Bennett vs. CCSF, Superior Ct. #315003 in the amount of $1,500
Michael Henderson vs. CCSF, Superior Ct. #998096 in the amount of $4,500
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Rita Hernandez vs. CCSF, Superior Ct. #316747 in the amount of $19,628.42
Joan Howley and CSAA vs. CCSF, Superior Ct. #314700 in the amount of $59,765.97

(9.2) Authorizing the Agency to submit an application to program State Transportation Improvement Program funds for Third Street Phase I in the amount of $22,570,000; Third Street Phase II in the amount of $9,400,000; 1401 Bryant Seismic Rehabilitation in the amount of $9,200,000; Rail Replacement Program in the amount of $1,000,000; Revenue Reconciliation System in the amount of $1,650,000; Automatic Vehicle Location System in the amount of $525,000; and Project Management Information System in the amount of $300,000. (Explanatory documents include a staff report and resolution.)

(9.3) Approving Amendment No. 2 to the Appointment and Compensation Agreement between the City and Michael T. Burns to include the "General Manager's Incentive Compensation Plan Recommendation" approved by the MTA Board and salary adjustments available to the Executive Management Level of the Municipal Executives Association as of July 1, 2001. (Explanatory documents include a staff report, amendment, agreement and resolution.)

(9.4) Approving Contract Modification No. 7 to Contract No. MR-1120R, Woods Facility Fuel and Wash Improvements, with Tank Protect Engineering, increasing the contract amount by $198,000.00, for a total contract amount not to exceed $9,023,059.86, with no extension of time. (Explanatory documents include a staff report, resolution and financial plan.)

REGULAR CALENDAR

10. Adopting an overall annual goal of 29 percent for Disadvantaged Business Enterprise contracting in DOT-assisted contracts for federal fiscal year 2000-2001. (Explanatory documents include a staff report, resolution and methodology.)

11. Awarding Contract No. CS-137, Insurance Broker Services for an Owner-Controlled Insurance Program (OCIP) for the Third Street Light Rail Transit Project Initial Operating Segment (Project) construction contracts, to Merriwether & Williams Insurance Services, Inc. to provide professional brokerage services in an amount not to exceed $706,942 and for a term of up to five years. (Explanatory documents include a staff report, resolution, agreement, scope of services and financial plan.)

12. Rejecting all proposals received and authorizing the Director to advertise a Request for Proposals CS-137, Insurance Broker Services for an Owner-Controlled Insurance Program, Contract CS-137R, to evaluate proposals and interview insurance brokers, select the highest ranking, responsive broker, and to negotiate a contract with the selected broker for an amount not to exceed $1,500,000 and for a term of up to five (5) years.

(NOTE: The MTA Board of Directors may take action on either item 11 or item 12.)

13. Authorizing the Director to execute the Transit Vehicle Agreement with the Salt Lake Olympic Organizing Committee for the Winter Games of 2002, lending up to fifty standard Neoplan buses for the Winter Olympic and Paralympic Games from no later than January 1, 2002 to no later than April 1, 2002. (Explanatory documents include a staff report, resolution and agreement.)

14. Authorizing the Director of Transportation to execute Amendment No. 6 to Contract No. CS-105, Independent Safety Consulting Support for Advanced Train Control System Project, with Lea+Elliott, Inc., to increase the contract amount by $306,000, for a total contract amount not to exceed $4,277,359. (Explanatory documents include a staff report, resolution and agreement.)

ADJOURN

The Ethics Commission of the City and County of San Francisco has asked us to remind individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [SF Admin. Code Sections 16.520 - 16.534] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the Ethics Commission at 1390 Market Street, Suite 801, San Francisco, CA 94102, telephone (415) 554-9510, fax (415) 554-8757 and web site: sfgov.org/ethics.

Municipal Transportation Agency
Board of Directors
City and County of San Francisco

MINUTES

FRIDAY, OCTOBER 19, 2001
ROOM 416, CITY HALL
1 CARLTON B. GOODLETT PLACE

CLOSED SESSION
3:00 P.M.

SPECIAL MEETING
Immediately following the Closed Session

DOCUMENTS DEPT.

NOV - 9 2001

SAN FRANCISCO
PUBLIC LIBRARY

BOARD OF DIRECTORS

H. Welton Flynn, Chairman
Enid Lim, Vice Chairman
Jim Bourgart
Shirley Breyer Black
Mike Casey
Jose Cisneros
Cleopatra Vaughns

Michael T. Burns
DIRECTOR OF TRANSPORTATION

Roberta Boomer
BOARD SECRETARY

401 VAN NESS AVENUE-SUITE 334 -SAN FRANCISCO-CA. 94102-4524
☎(415) 554-6896 FAX (415) 554-4143

3:00 - Closed Session

ORDER OF BUSINESS

1. Call to Order

Chairman Flynn called the closed session to order at 3:08 p.m.

2. Roll Call

Present: Shirley Breyer Black
Jim Bourgart
Jose Cisneros
H. Welton Flynn
Enid Lim

Absent: Mike Casey
Cleopatra Vaughns

Also present: Lisa Mancini, Acting Director of Transportation
Robert Bryan, Deputy City Attorney
Carla Lieske, Deputy City Attorney
Rob Stone, Deputy City Attorney
Kerstin Magary, Capital Planning and Legislative Affairs
Laura Spanjian, Acting Board Secretary
Vince Harris, Deputy General Manager for Construction

3. Public Comment

Norman Rolfe stated that he continues to be opposed to this project as Muni should not take entrepreneurial risks with the "public purse". He offered his services so the city gets the best deal possible.

4. Discussion and vote pursuant to Administrative Code Section 67.11(a) as to whether to conduct a closed session and invoke the attorney-client privilege.

On motion to invoke the attorney-client privilege: unanimously approved (Absent – Casey, Vaughns).

5. Pursuant to Government Code Sections 54956.8, the Municipal Transportation Agency will meet in closed session for:

CONFERENCE WITH REAL PROPERTY NEGOTIATOR:

Property: Muni layover lot at the corner of Mission and Steuart Streets.

Person(s) Negotiating: Kerstin Magary and Michael Cohen

Lessee: Mission and Stuart Hotel Partners, LLC

Under Negotiation: Terms of a long-term Ground Lease and Lease Disposition Development Agreement

6. Pursuant to Government Code Sections 54956.9, and Administrative Code Section 67.8 (3) the Municipal Transportation Agency Board will meet in closed session to discuss attorney-client matters in the following case:

CONFERENCE WITH LEGAL COUNSEL

Anticipated Litigation:

__X___ As defendant _____ As plaintiff

ADJOURN - The closed session was adjourned at 3:27 p.m.

3:30 - SPECIAL MEETING

ORDER OF BUSINESS

1. Call to Order

   Chairman Flynn called the special meeting to order at 3:30 p.m.

2. Roll Call

   Present: Shirley Breyer Black
   Jim Bourgart
   Jose Cisneros
   H. Welton Flynn
   Enid Lim

   Absent: Mike Casey
   Cleopatra Vaughns

3. Approval of Minutes

   On motion to approve the minutes of the September 4, 2001 Regular Meeting: unanimously Approved (Absent: Casey, Vaughns).

4. Communications

   (4.1) Announcement of prohibition of sound producing devices during the meeting.

   Chairman Flynn announced that the ringing of and use of cell phones, pagers and similar sound-producing electronic devices are prohibited at the meeting. He advised that any person responsible for the ringing or use of a cell phone, pager, or other similar sound-producing electronic devices may be removed from the meeting.

   (4.2) Announcement of Closed Session

   Chairman Flynn announced the board met in closed session for a conference with their real property negotiator and for a conference with legal council over anticipated litigation with the city as defendant. The board took no action on either matter.

   (4.3) Motion to disclose or not disclose the information discussed in closed session.

   On motion to not disclose the information discussed: unanimously approved. (Absent: Casey, Vaughns)

Acting Board Secretary Laura Spanjian noted that Items 9.4, 11 and 14 have been removed from the agenda.

5. Introduction of New or Old Business by Board Members

None.

6. Director's Report (For discussion only)

-Ongoing Muni Activities
-Special Recognition Award

Lisa Mancini, Acting General Manager, reported that Since September 11th Muni has been improving safety & security. Muni has convened a team to review the security plans for all facilities, including the subway. In addition, Muni is providing employees with guidelines for handling the mail, identifying suspicious packages, and for responding to threats received on the phone.

Ms. Mancini announced that Assembly Bill 984 was approved unanimously by the Legislature and was signed into law by the Governor. The leaseback transaction will return to the MTA Board for action at the first meeting in December.

On Saturday, September 8, Muni held it's 2nd Annual Family Day and Health & Safety Fair with over 2,500 people in attendance. Every division and department shared displays highlighting the important functions they perform. Muni also had 18 booths giving information about the importance of good health.

Ms. Mancini reported that Muni participated for the first time in the American Heart Association's Heart Walk on September 28 and raised over $13,000 in six weeks. With 40 team captains, over 200 Muni employees participated in the walk. James Waterfield from Cable Car was our largest fundraiser, bringing in $2500.

Ms. Mancini presented the General Manager's Special Recognition award to Erika Ellenberg from the Operations division and Muni's company captain and chief supporter of the Heart Walk. Ms. Ellenberg is always there and always willing to help. Ms. Ellenberg thanked the many Muni employees who participated in the walk, making it a tremendously successful event and teambuilding exercise. (Chairman Flynn asked that a copy of Ms. Ellenberg's remarks be provided to the secretary for the board's archives.)

7. Citizen's Advisory Council Report

No report as made by the CAC.

8. Public Comment

No public comment.

THE FOLLOWING MATTERS BEFORE THE MUNICIPAL TRANSPORTATION AGENCY BOARD ARE RECOMMENDED FOR ACTION AS STATED BY THE DIRECTOR OF TRANSPORTATION, AND CITY ATTORNEY WHERE APPLICABLE. EXPLANATORY DOCUMENTS FOR ALL CONSENT AND REGULAR CALENDAR ITEMS ARE AVAILABLE FOR REVIEW AT 401 VAN NESS AVE. #334.

CONSENT CALENDAR

9. All matters listed hereunder constitute a Consent Calendar, are considered to be routine by the Municipal Transportation Agency Board, and will be acted upon by a single vote of the Board. There will be no separate discussion of these items unless a member of the Board or the public so requests, in which event the matter shall be removed from the Consent Calendar and considered as a separate item.

(9.1) Requesting the Controller to allot funds and to draw warrants against such funds as are or will be available in payment of the following claims against MUNI:

Darrell Merriweather vs. CCSF, Superior Ct. Ltd. #175332 in the amount of $532 (waiver)
Mark Bennett vs. CCSF, Superior Ct. #315003 in the amount of $1,500
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Rita Hernandez vs. CCSF, Superior Ct. #316747 in the amount of $19,628.42
Joan Howley and CSAA vs. CCSF, Superior Ct. #314700 in the amount of $59,765.97

RESOLUTION 01-100

(9.2) Authorizing the Agency to submit an application to program State Transportation Improvement Program funds for Third Street Phase I in the amount of $22,570,000; Third Street Phase II in the amount of $9,400,000; 1401 Bryant Seismic Rehabilitation in the amount of $9,200,000; Rail Replacement Program in the amount of $1,000,000; Revenue Reconciliation System in the amount of $1,650,000; Automatic Vehicle Location System in the amount of

$525,000; and Project Management Information System in the amount of $300,000. (Explanatory documents include a staff report and resolution.)

RESOLUTION 01-101

(9.3) Approving Amendment No. 2 to the Appointment and Compensation Agreement between the City and Michael T. Burns to include the "General Manager's Incentive Compensation Plan Recommendation" approved by the MTA Board and salary adjustments available to the Executive Management Level of the Municipal Executives Association as of July 1, 2001. (Explanatory documents include a staff report, amendment, agreement and resolution.)

RESOLUTION 01-102

(9.4) Approving Contract Modification No. 7 to Contract No. MR-1120R, Woods Facility Fuel and Wash Improvements, with Tank Protect Engineering, increasing the contract amount by $198,000.00, for a total contract amount not to exceed $9,023,059.86, with no extension of time. (Explanatory documents include a staff report, resolution and financial plan.)

This item was removed from the agenda.

No public comment.

On motion to approve the Consent Calendar (Item 9.4 severed):

ADOPTED: AYES – Black, Bourgart, Cisneros, Flynn, Lim

ABSENT – Casey, Vaughns

REGULAR CALENDAR

10. Adopting an overall annual goal of 29 percent for Disadvantaged Business Enterprise contracting in DOT-assisted contracts for federal fiscal year 2000-2001. (Explanatory documents include a staff report, resolution and methodology.)

No public comment.

RESOLUTION 01-103

On motion to approve:

ADOPTED: AYES – Black, Bourgart, Cisneros, Flynn, Lim

ABSENT – Casey, Vaughns

11. Awarding Contract No. CS-137, Insurance Broker Services for an Owner-Controlled Insurance Program (OCIP) for the Third Street Light Rail Transit Project Initial Operating Segment (Project) construction contracts, to Merriwether & Williams Insurance Services, Inc. to provide professional brokerage services in an amount not to exceed $706,942 and for a term of up to five years. (Explanatory documents include a staff report, resolution, agreement, scope of services and financial plan.)

No public comment.

RESOLUTION 01-104

On motion to approve:

ADOPTED: AYES – Black, Bourgart, Cisneros, Flynn, Lim

ABSENT – Casey, Vaughns

12. Rejecting all proposals received and authorizing the Director to advertise a Request for Proposals CS-137, Insurance Broker Services for an Owner-Controlled Insurance Program, Contract CS-137R, to evaluate proposals and interview insurance brokers, select the highest ranking, responsive broker, and to negotiate a contract with the selected broker for an amount not to exceed $1,500,000 and for a term of up to five (5) years.

This item was removed from the agenda.

13. Authorizing the Director to execute the Transit Vehicle Agreement with the Salt Lake Olympic Organizing Committee for the Winter Games of 2002, lending up to fifty standard Neoplan buses for the Winter Olympic and Paralympic Games from no later than January 1, 2002 to no later than April 1, 2002. (Explanatory documents include a staff report, resolution and agreement.)

No public comment.

RESOLUTION 01-105

On motion to approve:

ADOPTED: AYES – Black, Bourgart, Cisneros, Flynn, Lim

ABSENT – Casey, Vaughns

14. Authorizing the Director of Transportation to execute Amendment No. 6 to Contract No. CS-105, Independent Safety Consulting Support for Advanced Train Control System Project, with Lea+Elliott, Inc., to increase the contract amount by $306,000, for a total contract amount not to exceed $4,277,359. (Explanatory documents include a staff report, resolution and agreement.)

This item was removed from the agenda.

ADJOURN - The meeting was adjourned at 3:58 p.m.

A tape of the meeting is on file in the office of the Secretary to the Municipal Transportation Agency Board of Directors.

Laura Spanjian
Acting Board Secretary

The Ethics Commission of the City and County of San Francisco has asked us to remind individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [SF Admin. Code Sections 16.520 - 16.534] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the Ethics Commission at 1390 Market Street, Suite 801, San Francisco, CA 94102, telephone (415) 554-9510, fax (415) 554-8757 and web site: sfgov.org/ethics.

Municipal Transportation Agency
Board of Directors
City and County of San Francisco

90

11/6/01

NOTICE OF MEETING AND CALENDAR

TUESDAY, NOVEMBER 6, 2001
ROOM 400, CITY HALL
1 CARLTON B. GOODLETT PLAZA

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NOV - 1 2001
SAN FRANCISCO
PUBLIC LIBRARY

REGULAR MEETING
5:00 P.M.

BOARD OF DIRECTORS

H. Welton Flynn, Chairman
Enid Ng Lim, Vice Chairman
Shirley Breyer Black
Jim Bourgart
Mike Casey
Jose Cisneros
Cleopatra Vaughns

Michael T. Burns
DIRECTOR OF TRANSPORTATION

Roberta Boomer
BOARD SECRETARY

401 VAN NESS AVENUE-SUITE 334 -SAN FRANCISCO-CA. 94102-4524
☎(415) 554-6896 FAX (415) 554-4143

ACCESSIBLE MEETING POLICY

The Municipal Transportation Agency Board meeting will be held in Room 400, at 1 Carlton B. Goodlett Plaza (400 Van Ness Ave.), San Francisco, CA. The closest accessible BART station is the Civic Center Station at United Nations Plaza and Market Street. Accessible MUNI lines serving this location are: Muni Metro Lines J-Church, K-Ingleside, L-Taraval, M-Oceanview, and N-Judah at Van Ness and Civic Center Stations; 47-Van Ness; 5-Fulton; 21-Hayes; 9-San Bruno; and 71-Haight Noriega. For information about MUNI accessible services call 923-6142.

The meeting room is wheelchair accessible. Accessible curbside parking spaces have been designated on the Van Ness Avenue and McAllister Street perimeters of City Hall for mobility impaired persons. There is accessible parking available within the Civic Center Underground Parking Garage at the corner of McAllister and Polk Streets, and within the Performing Arts Parking Garage at Grove and Franklin Streets.

If you require the use of an American sign language interpreter, a sound enhancement system, or a reader during the meeting, such person or system can be made available upon request; please contact Roberta Boomer at (415) 554-6896, at least 72 hours prior to the meeting. Late requests will be honored if possible. Calendars and minutes of the meeting may be available in alternative formats; please contact Roberta Boomer at (415) 554-6896 at least 72 hours in advance of need. Written reports or background materials for calendar items are available for public inspection and copying at 401 Van Ness Ave. #334 during regular business hours.

Individuals with severe allergies, environmental illness, multiple chemical sensitivity or related disabilities should call our accessibility hotline at (415) 252-3112 to discuss meeting accessibility. In order to assist the City's efforts to accommodate such people, attendees at public meetings are reminded that other attendees may be sensitive to various chemical based products. Please help the City to accommodate these individuals.

The ringing of and use of cell phones, pagers and similar sound-producing electronic devices are prohibited at this meeting. Please be advised that the Chair may order the removal from the meeting room of any person(s) responsible for the ringing or use of a cell phone, pager, or other similar sound-producing electronic devices.

KNOW YOUR RIGHTS UNDER THE SUNSHINE ORDINANCE

Government's duty is to serve the public, reaching its decisions in full view of the public. Commissions, boards, councils and other agencies of the City and County exist to conduct the people's business. This ordinance assures that deliberations are conducted before the people and that City operations are open to the people's review.

For more information on your rights under the Sunshine ordinance (Chapter 67 of the San Francisco Administrative Code), to report a violation of the ordinance or to obtain a free copy of the ordinance, contact Donna Hall, Administrator, Sunshine Ordinance Task Force. She can be reached by calling (415) 554-7724, fax (415) 554-7854, by e-mail at Donna_Hall@ci.sf.ca.us, or in writing to #1 Carlton B. Goodlett Place, Room 409, San Francisco, CA 94102-4683.

Copies of the Sunshine Ordinance can also be obtained at the San Francisco Public Library, 100 Larkin St. or on the city's website at www.ci.sf.ca.us/bdsupvrs/sunshine.

5:00 - REGULAR MEETING

ORDER OF BUSINESS

1. Call to Order

2. Roll Call

3. Approval of Minutes

   -October 19, 2001 Special Meeting

4. Communications

   (4.1) Announcement of prohibition of sound producing devices during the meeting.

5. Introduction of New or Old Business by Board Members

6. Director's Report (For discussion only)

   -Special Recognition Award
   -First Quarter Service Standards
   -TDA Triennial Performance Audit
   -EEO Quarterly Report
   -Ongoing Muni Activities

7. Citizen's Advisory Council Report

8. Public Comment

   Members of the public may address the Board on matters that are within the Board's jurisdiction and are not on today's calendar.

THE FOLLOWING MATTERS BEFORE THE MUNICIPAL TRANSPORTATION AGENCY BOARD ARE RECOMMENDED FOR ACTION AS STATED BY THE DIRECTOR OF TRANSPORTATION, AND CITY ATTORNEY WHERE APPLICABLE. EXPLANATORY DOCUMENTS FOR ALL CONSENT AND REGULAR CALENDAR ITEMS ARE AVAILABLE FOR REVIEW AT 401 VAN NESS AVE. #334.

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(9.1) Requesting the Controller to allot funds and to draw warrants against such funds as are or will be available in payment of the following claims against MUNI:

Allstate Insurance Co. vs. CCSF, Superior Ct. #180469 in the amount of $1,000
Pamela Cousins vs. CCSF, Superior Ct. #173346 in the amount of $2,375
Cuong Chi Chung vs. CCSF, Unlitigated Claim #0101115, in the amount of $5,750
Xue Fang Zhen vs. CCSF, Unlitigated Claim #00T0873 in the amount of $6,500
Neal Goodwin vs. CCSF, Superior Ct. #310378 in the amount of $7,000
Christel Styranovski vs. CCSF, Superior Ct. #316716 in the amount of $9,000
Mayrine Lie vs. CCSF, Unlitigated Claim #0002787 in the amount of $14,000
Eric Van Price vs. CCSF, Superior Ct. #314010 in the amount of $42,042

(9.2) Approving the plans and specifications and authorizing bid call for Contract No. MR-1139, Traffic Signal Priority Project. (Explanatory documents include a staff report, resolution and financial plan.)

(9.3) Approving the lease between the City and County of San Francisco and WCP I, LLC, for 2,183 square feet of office space at 1508 Fillmore Street for Muni's Employee Assistance Program at an initial annual rent of $52,200, for a term of five years. (Explanatory documents include a staff report, resolution and lease.)

REGULAR CALENDAR

10. Authorizing the Director to advertise a Request for Proposals for Contract No. CS-138, Professional Engineering and Other Support Services for Phase 2 of the Third Street Light Rail Project—New Central Subway, to receive proposals, to select a Consultant, and to negotiate a contract for an amount not to exceed $40,000,000 and for a term not to exceed 5 years. (Explanatory documents include a staff report, resolution and financial plan.)

ADJOURN

The Ethics Commission of the City and County of San Francisco has asked us to remind individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [SF Admin. Code Sections 16.520 - 16.534] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the Ethics Commission at 1390 Market Street, Suite 801, San Francisco, CA 94102, telephone (415) 554-9510, fax (415) 554-8757 and web site: sfgov.org/ethics.

Municipal Transportation Agency
Board of Directors
City and County of San Francisco

MINUTES

TUESDAY, NOVEMBER 6, 2001
ROOM 400, CITY HALL
1 CARLTON B. GOODLETT PLACE

REGULAR MEETING
5:00 P.M.

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BOARD OF DIRECTORS

H. Welton Flynn, Chairman
Enid Lim, Vice Chairman
Jim Bourgart
Shirley Breyer Black
Mike Casey
Jose Cisneros
Cleopatra Vaughns

Michael T. Burns
DIRECTOR OF TRANSPORTATION

Roberta Boomer
BOARD SECRETARY

401 VAN NESS AVENUE-SUITE 334 -SAN FRANCISCO-CA. 94102-4524
☎(415) 554-6896 FAX (415) 554-4143

November 6, 2001 Minutes

5:00 - REGULAR MEETING

ORDER OF BUSINESS

1. Call to Order

Chairman Flynn called the meeting to order at 5:02 p.m.

2. Roll Call

Present: Shirley Breyer Black
Mike Casey
Jose Cisneros
H. Welton Flynn
Enid Lim
Cleopatra Vaughns

Absent: Jim Bourgart

3. Approval of Minutes

On motion to approve the minutes of the October 19, 2001 Special Meeting: unanimously approved (Absent – Bourgart).

4. Communications

(4.1) Announcement of prohibition of sound producing devices during the meeting.

Chairman Flynn announced that the ringing of and use of cell phones, pagers and similar sound-producing electronic devices are prohibited at the meeting. He advised that any person responsible for the ringing or use of a cell phone, pager, or other similar sound-producing electronic devices may be removed from the meeting.

Board Secretary Boomer announced that Item 9.2 had been removed from the calendar at the request of staff.

5. Introduction of New or Old Business by Board Members

Director Vaughns stated that while at the APTA conference, board members attended a lunch hosted by Steve Heminger, Executive Director of the Metropolitan Transportation Commission. Mr. Heminger and his colleagues made favorable remarks about the MTA and particularly about our participation in the Translink project. Specifically, Mr. Heminger recognized Gigi Harrington for her professionalism and grace.

6. Director's Report (For discussion only)

-Special Recognition Award
-First Quarter Service Standards
-TDA Triennial Performance Audit
-EEO Quarterly Report
-Ongoing Muni Activities

General Manager Burns is proud to be honoring 2 employees whose clear thinking and quick actions saved the life of a customer. On October 21, during an ADAPT demonstration, a young man in a wheelchair rolled off the platform edge onto the tracks. Cheryl Garrison and Luann Lee, two Muni Fare Inspectors acted swiftly to radio Central Control to stop the oncoming train. This action saved the life of the young man.

Paul Lovette, Deputy General Manager, Safety & Training and Ted Unaegbu, Manager of Proof of Payment program presented the award to Ms. Garrison and Ms. Lee.

Cheryl Garrison, speaking on behalf of all POP inspectors, is honored to accept the award. She said that any inspector would have acted as they did. Luann Lee is also pleased to accept the award. Chairman Flynn commended the two fare inspectors on behalf of the board.

General Manager Burns is pleased to report that FY2002 ridership is at a 10-year high. Ridership has not been this high since 1992.

Board members are invited to the Safe Driver Awards Banquet on Saturday, November 10. This event honors the best drivers, those with no avoidable accidents. It will bc held at the Radisson Miyako Hotel.

The draft Mission Vision & Values statement was distributed to all employee for their review and comment. Over 1,000 employees participated in the first phase of the project. The next step will be to live the statement. The final statement will be used as a foundation to improve core structures and basic processes.

Director Cisneros represented the MTA Board at a press conference with the Prime Minister of Czechoslovakia who was in town to visit the trolley coach assembly plant at Pier 15.

Kevin Grady, Vernon Ting, Shashi Patel and Tom Nabonne represented Muni at the International Bus Roadeo in Philadelphia last month. They ranked 19 out of 50 teams and Muni is proud of them.

The 19-Polk bus reroute went into effect last week which restored the stop in front of the Public Library.

New timetables are now available. It reflects recent Treasure Island, South of Market and 9AX route changes as well as other changes to the system.

Lisa Mancini, Chief Operations Officer, presented the first quarter Service Standards 1st Quarter to the board.

Vernon Crawley, EEO Manager presented the Quarterly EEO Report to the board. Director Vaughns asked Mr. Crawley to provide an explanation about the similarity in the number of harassment cases from last quarter to this.

Chairman Flynn asked that the Triennial Performance Audit be continued to the next meeting.

7. Citizen's Advisory Council Report

Linton Stables, Chair CAC discussed 2 issues. With respect to the DPT Merger, the CAC recommends that consideration be given to combining the two department's finance, administrative, human resource and policy and legislative functions. The CAC requests that one of their members be appointed to the Zero-Based Budget committee. Speaking as a citizen, Mr. Stables suggested that if commissioners and volunteers are getting free parking at the Civic Center garage, commissioners and volunteers who take the bus should receive similar compensation.

8. Public Comment

Rafael Cabrera, on behalf of the Cable Car Division, invited the board to attend the 20th Annual Senior Citizen Luncheon on December 14.

THE FOLLOWING MATTERS BEFORE THE MUNICIPAL TRANSPORTATION AGENCY BOARD ARE RECOMMENDED FOR ACTION AS STATED BY THE DIRECTOR OF TRANSPORTATION, AND CITY ATTORNEY WHERE APPLICABLE. EXPLANATORY DOCUMENTS FOR ALL CONSENT AND REGULAR CALENDAR ITEMS ARE AVAILABLE FOR REVIEW AT 401 VAN NESS AVE. #334.

CONSENT CALENDAR

9. All matters listed hereunder constitute a Consent Calendar, are considered to be routine by the Municipal Transportation Agency Board, and will be acted upon by a single vote of the Board. There will be no separate discussion of these items unless a member of the Board or the public so requests, in which event the matter shall be removed from the Consent Calendar and considered as a separate item.

(9.1) Requesting the Controller to allot funds and to draw warrants against such funds as are or will be available in payment of the following claims against MUNI:

Allstate Insurance Co. vs. CCSF, Superior Ct. #180469 in the amount of $1,000
Pamela Cousins vs. CCSF, Superior Ct. #173346 in the amount of $2,375
Cuong Chi Chung vs. CCSF, Unlitigated Claim #0101115, in the amount of $5,750
Xue Fang Zhen vs. CCSF, Unlitigated Claim #00T0873 in the amount of $6,500
Neal Goodwin vs. CCSF, Superior Ct. #310378 in the amount of $7,000
Christel Styranovski vs. CCSF, Superior Ct. #316716 in the amount of $9,000
Mayrine Lie vs. CCSF, Unlitigated Claim #0002787 in the amount of $14,000
Eric Van Price vs. CCSF, Superior Ct. #314010 in the amount of $42,042

RESOLUTION 01-106

(9.2) Approving the plans and specifications and authorizing bid call for Contract No. MR-1139, Traffic Signal Priority Project. (Explanatory documents include a staff report, resolution and financial plan.)

This item was removed from the calendar at the request of staff.

(9.3) Approving the lease between the City and County of San Francisco and WCP I, LLC, for 2,183 square feet of office space at 1508 Fillmore Street for Muni's Employee Assistance Program at an initial annual rent of $52,200, for a term of five years. (Explanatory documents include a staff report, resolution and lease.)

RESOLUTION 01-107

No public comment.

On motion to approve the Consent Calendar (Item 9.2 severed):

ADOPTED: AYES – Black, Casey, Cisneros, Flynn, Lim and Vaughns

ABSENT – Bourgart

REGULAR CALENDAR

10. Authorizing the Director to advertise a Request for Proposals for Contract No. CS-138, Professional Engineering and Other Support Services for Phase 2 of the Third Street Light Rail Project—New Central Subway, to receive proposals, to select a Consultant, and to negotiate a contract for an amount not to exceed $40,000,000 and for a term not to exceed 5 years. (Explanatory documents include a staff report, resolution and financial plan.)

No public comment.

RESOLUTION 01-108

On motion to approve:

ADOPTED: AYES – Black, Casey, Cisneros, Flynn, Lim and Vaughns

ABSENT – Bourgart

ADJOURN - The meeting was adjourned at 5:55 p.m.

A tape of the meeting is on file in the office of the Secretary to the Municipal Transportation Agency Board of Directors.

R. Boomer

Roberta Boomer
Board Secretary

The Ethics Commission of the City and County of San Francisco has asked us to remind individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [SF Admin. Code Sections 16.520 - 16.534] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the Ethics Commission at 1390 Market Street, Suite 801, San Francisco, CA 94102, telephone (415) 554-9510, fax (415) 554-8757 and web site: sfgov.org/ethics.

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Municipal Transportation Agency
Board of Directors
City and County of San Francisco

NOTICE OF MEETING AND CALENDAR

TUESDAY, NOVEMBER 20, 2001
ROOM 400, CITY HALL
1 CARLTON B. GOODLETT PLAZA

CLOSED SESSION
4:30 P.M.

REGULAR MEETING
5:00 P.M.

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BOARD OF DIRECTORS

H. Welton Flynn, Chairman
Enid Ng Lim, Vice Chairman
Shirley Breyer Black
Jim Bourgart
Mike Casey
Jose Cisneros
Cleopatra Vaughns

Michael T. Burns
DIRECTOR OF TRANSPORTATION

Roberta Boomer
BOARD SECRETARY

401 VAN NESS AVENUE-SUITE 334 -SAN FRANCISCO-CA. 94102-4524
☎(415) 554-6896 FAX (415) 554-4143

4:30 - CLOSED SESSION

1. Call to Order

2. Roll Call

3. Public Comment

4. Discussion and vote pursuant to Administrative Code Section 67.11(a) as to whether to conduct a closed session and invoke the attorney-client privilege.

5. Pursuant to Government Code Section 54956.9 and the Administrative Code Section 67.8 (3), the Municipal Transportation Agency Board will meet in Closed Session to discuss and take action on attorney-client matters in the following case:

CONFERENCE WITH LEGAL COUNSEL

Existing Litigation:

> Bayview Hunter Point Community Advocates, et al. vs. Metropolitan Transportation Commission, San Francisco Municipal Railway, et al., U.S. District Court #C010750TEH filed on February 21, 2001

ADJOURN

5:00 - REGULAR MEETING

ORDER OF BUSINESS

1. Call to Order

2. Roll Call

3. Approval of Minutes

   -November 6, 2001 Regular meeting

4. Communications

   (4.1) Announcement of prohibition of sound producing devices during the meeting.

   (4.2) Announcement of Closed Session.

   (4.3) Motion to disclose or not disclose the information discussed in closed session.

5. Introduction of New or Old Business by Board Members

6. Director's Report (For discussion only)

   -Our Community Campaign
   -Quarterly Report on Key Capital Projects
   -2002 Draft State and Federal Legislative Program
   -TDA Triennial Performance Audit
   -Ongoing Muni Activities

7. Citizen's Advisory Council Report

8. Public Comment

   Members of the public may address the Board on matters that are within the Board's jurisdiction and are not on today's calendar.

THE FOLLOWING MATTERS BEFORE THE MUNICIPAL TRANSPORTATION AGENCY BOARD ARE RECOMMENDED FOR ACTION AS STATED BY THE DIRECTOR OF TRANSPORTATION, AND CITY ATTORNEY WHERE APPLICABLE. EXPLANATORY DOCUMENTS FOR ALL CONSENT AND REGULAR CALENDAR ITEMS ARE AVAILABLE FOR REVIEW AT 401 VAN NESS AVE. #334.

CONSENT CALENDAR

9. All matters listed hereunder constitute a Consent Calendar, are considered to be routine by the Municipal Transportation Agency Board, and will be acted upon by a single vote of the Board. There will be no separate discussion of these items unless a member of the Board or the public so requests, in which event the matter shall be removed from the Consent Calendar and considered as a separate item.

(9.1) Requesting the Controller to allot funds and to draw warrants against such funds as are or will be available in payment of the following claims against MUNI:

Meng Ju Chen vs. CCSF, Unlitigated Claim #99B1319 in the amount of $9,000
Yuson Wong vs. CCSF, Unlitigated Claim #01B0349 in the amount of $9,220.49
Linda Hui vs. CCSF, Unlitigated Claim #0102242 in the amont of $18,000
Progressive Insurance Co. & Mark Pardini vs. CCSF, Unlitigated Claim 00C00762 in the amount of $19,557.61
Helen Howard vs. CCSF, Unlitigated Claim #0103683 in the amount of $21,492.47
Ma Wen Rong vs. CCSF, Superior Ct. #313092 in the amount of $45,000

(9.2) Authorizing the Director to designate the various manager and engineer classifications as "service-critical". (Explanatory documents include a staff report and resolution.)

(9.3) Approving the plans and specifications and authorizing the Director to advertise bid call for Contract No. MR-1146, Third Street Light Rail Transit Project Traction Power Systems. (Explanatory documents include a staff report, resolution and financial plan.)

(9.4) Approving the plans and specifications and authorizing bid call for Contract No. MR-1139, Traffic Signal Priority Project. (Explanatory documents include a staff report, resolution and financial plan.)

(9.5) Authorizing the Director to apply for, accept, and expend $3,325,000 of Bridge Toll Net Revenues for the purpose of constructing the F-to-MMX connector project. (Explanatory documents include a staff report and resolution.)

(9.6) Authorizing the Director to apply for, accept and expend $22,888,763 in federal Section 5309 capital assistance for the purchase of light rail vehicles. (Explanatory documents include a staff report and resolution.)

REGULAR CALENDAR

10. Authorizing the Director to execute the Participation Agreement, Head Lease, Sublease and related Agreements required to close the Leveraged Lease financing, and authorizing the Director to transmit the Head Lease and Sublease to the Board of Supervisors. (Explanatory documents include a staff report, resolution and agreements.)

ADJOURN

Municipal Transportation Agency
Board of Directors
City and County of San Francisco

MINUTES

TUESDAY, NOVEMBER 20, 2001
ROOM 400, CITY HALL
1 CARLTON B. GOODLETT PLACE

CLOSED SESSION
4:30 P.M.

REGULAR MEETING
5:00 P.M.

BOARD OF DIRECTORS

H. Welton Flynn, Chairman
Enid Lim, Vice Chairman
Jim Bourgart
Shirley Breyer Black
Mike Casey
Jose Cisneros
Cleopatra Vaughns

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DIRECTOR OF TRANSPORTATION

Roberta Boomer
BOARD SECRETARY

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4:30 - CLOSED SESSION

1. Call to Order

Chairman Flynn called the closed session to order at 4:35 p.m.

2. Roll Call

Present: Shirley Breyer Black
Jim Bourgart
Mike Casey
Jose Cisneros
H. Welton Flynn
Enid Lim
Cleopatra Vaughns

Also present: Michael T. Burns, Director of Transportation
Roberta Boomer, Board Secretary
Robert Bryan, Deputy City Attorney
Walt Streeter, Deputy General Manager
Robin Reitzes, Deputy City Attorney
Don Margolis, Deputy City Attorney

3. Public Comment

None

4. Discussion and vote pursuant to Administrative Code Section 67.11(a) as to whether to conduct a closed session and invoke the attorney-client privilege.

On motion to invoke the attorney-client privilege: unanimously approved (Bourgart, Casey-absent).

5. Pursuant to Government Code Section 54956.9 and the Administrative Code Section 67.8 (3), the Municipal Transportation Agency Board will meet in Closed Session to discuss and take action on attorney-client matters in the following case:

CONFERENCE WITH LEGAL COUNSEL

Existing Litigation:

Bayview Hunter Point Community Advocates, et al. vs. Metropolitan Transportation Commission, San Francisco Municipal Railway, et al., U.S. District Court #C010750TEH filed on February 21, 2001

ADJOURN - The closed session was adjourned at 5:06 p.m.

5:00 - REGULAR MEETING

ORDER OF BUSINESS

1. Call to Order

Chairman Flynn called the meeting to order at 5:10 p.m.

2. Roll Call

Present: Shirley Breyer Black
Jim Bourgart
Mike Casey
Jose Cisneros
H. Welton Flynn
Enid Lim
Cleopatra Vaughns

3. Approval of Minutes

On motion to approve the minutes of the November 6, 2001 Regular meeting: unanimously approved.

4. Communications

(4.1) Announcement of prohibition of sound producing devices during the meeting.

Chairman Flynn announced that the ringing of and use of cell phones, pagers and similar sound-producing electronic devices are prohibited at the meeting. He advised that any person responsible for the ringing or use of a cell phone, pager, or other similar sound-producing electronic devices may be removed from the meeting.

(4.2) Announcement of Closed Session.

Chairman Flynn announced the board met in closed session to discuss Bayview Hunter Point Community Advocates, et al. vs. Metropolitan Transportation Commission, San Francisco Municipal Railway, et al with the city attorney. There was no action taken.

(4.3) Motion to disclose or not disclose the information discussed in closed session.

On motion to not disclose the information discussed: unanimously approved.

5. Introduction of New or Old Business by Board Members

None.

6. Director's Report (For discussion only)

-Our Community Campaign
-Quarterly Report on Key Capital Projects
-2002 Draft State and Federal Legislative Program
-TDA Triennial Performance Audit
-Ongoing Muni Activities

General Manager Burns noted that Muni coordinated an evacuation drill in the subway. Approximately 525 employees and volunteers from other city departments, the Citizen's Advisory Council, Rescue Muni, neighborhood groups and Market Street Railway participated in the early morning exercise. The drill pointed out several areas where Muni needs to pay more attention such as communication and training.

Over 1500 employees received an incentive payment based on the achievement of first quarter Prop. E milestones. Incentive payments ranged from $60 to $180 and were given to maintenance and administrative staff. Transit operators weren't included as their incentive payments are handled pursuant to the TWU contract.

Vince Harris, Deputy General Manager, Construction, presented the quarterly report on key capital projects.

Walt Streeter, Deputy General Manager, Capital Planning and Legislative Affairs reviewed the TDA Performance Audit and the draft State and Legislative Advocacy Program for 2002.

Marc Caposino, Director of Marketing, presented the "Our Com*Muni*ty" campaign that showcases Muni employees. This campaign includes signs to be placed on bus shelters, in the subway and on Muni vehicles as well as a commercial to be aired on Channel 5 and on cable television. The next campaign will focus on riders and mechanics.

The board commended staff for the campaign and noted that it's an important way to restore trust and respect.

7. Citizen's Advisory Council Report

No report was made.

8. Public Comment

No public comment.

THE FOLLOWING MATTERS BEFORE THE MUNICIPAL TRANSPORTATION AGENCY BOARD ARE RECOMMENDED FOR ACTION AS STATED BY THE DIRECTOR OF TRANSPORTATION, AND CITY ATTORNEY WHERE APPLICABLE. EXPLANATORY DOCUMENTS FOR ALL CONSENT AND REGULAR CALENDAR ITEMS ARE AVAILABLE FOR REVIEW AT 401 VAN NESS AVE. #334.

CONSENT CALENDAR

9. All matters listed hereunder constitute a Consent Calendar, are considered to be routine by the

Municipal Transportation Agency Board, and will be acted upon by a single vote of the Board. There will be no separate discussion of these items unless a member of the Board or the public so requests, in which event the matter shall be removed from the Consent Calendar and considered as a separate item.

(9.1) Requesting the Controller to allot funds and to draw warrants against such funds as are or will be available in payment of the following claims against MUNI:

Meng Ju Chen vs. CCSF, Unlitigated Claim #99B1319 in the amount of $9,000
Yuson Wong vs. CCSF, Unlitigated Claim #01B0349 in the amount of $9,220.49
Linda Hui vs. CCSF, Unlitigated Claim #0102242 in the amont of $18,000
Progressive Insurance Co. & Mark Pardini vs. CCSF, Unlitigated Claim 00C00762 in the amount of $19,557.61
Helen Howard vs. CCSF, Unlitigated Claim #0103683 in the amount of $21,492.47
Ma Wen Rong vs. CCSF, Superior Ct. #313092 in the amount of $45,000

RESOLUTION 01-109

(9.2) Authorizing the Director to designate the various manager and engineer classifications as "service-critical". (Explanatory documents include a staff report and resolution.)

RESOLUTION 01-110

(9.3) Approving the plans and specifications and authorizing the Director to advertise bid call for Contract No. MR-1146, Third Street Light Rail Transit Project Traction Power Systems. (Explanatory documents include a staff report, resolution and financial plan.)

Chairman Flynn is concerned about the methodology used to set the DBE goal. He hopes that the Contract Compliance Office is being diligent about pursing high goals.

RESOLUTION 01-111

On motion to approve:

ADOPTED: AYES – Black, Bourgart, Casey, Cisneros, Flynn, Lim and Vaughns

(9.4) Approving the plans and specifications and authorizing bid call for Contract No.MR-1139, Traffic Signal Priority Project. (Explanatory documents include a staff report, resolution and financial plan.)

Director Lim asked about the technology to be used and if there was an established track record. Vince Harris noted that the systems had been tested at other properties and at Muni.

RESOLUTION 01-112

On motion to approve:

ADOPTED: AYES – Black, Bourgart, Casey, Cisneros, Flynn, Lim and Vaughns

(9.5) Authorizing the Director to apply for, accept, and expend $3,325,000 of Bridge Toll Net Revenues

for the purpose of constructing the F-to-MMX connector project. (Explanatory documents include a staff report and resolution.)

RESOLUTION 01-113

(9.6) Authorizing the Director to apply for, accept and expend $22,888,763 in federal Section 5309 capital assistance for the purchase of light rail vehicles. (Explanatory documents include a staff report and resolution.)

RESOLUTION 01-114

No public comment.

On motion to approve the Consent Calendar (Item 9.3 and 9.4 severed):

ADOPTED: AYES – Black, Bourgart, Casey, Cisneros, Flynn, Lim and Vaughns

REGULAR CALENDAR

10. Authorizing the Director to execute the Participation Agreement, Head Lease, Sublease and related Agreements required to close the Leveraged Lease financing, and authorizing the Director to transmit the Head Lease and Sublease to the Board of Supervisors. (Explanatory documents include a staff report, resolution and agreements.)

No public comment.

RESOLUTION 01-115

On motion to approve:

ADOPTED: AYES – Black, Bourgart, Casey, Cisneros, Flynn, Lim and Vaughns

ADJOURN - The meeting was adjourned at 6:12 p.m.

A tape of the meeting is on file in the office of the Secretary to the Municipal Transportation Agency Board of Directors.

R. Boomer

Roberta Boomer
Board Secretary

The Ethics Commission of the City and County of San Francisco has asked us to remind individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [SF Admin. Code Sections 16.520 - 16.534] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the Ethics Commission at 1390 Market Street, Suite 801, San Francisco, CA 94102, telephone (415) 554-9510, fax (415) 554-8757 and web site: sfgov.org/ethics.

Municipal Transportation Agency
Board of Directors
City and County of San Francisco

NOTICE OF MEETING AND CALENDAR

TUESDAY, DECEMBER 4, 2001
ROOM 400, CITY HALL
1 CARLTON B. GOODLETT PLAZA

REGULAR MEETING
5:00 P.M.

CLOSED SESSION
Immediately following the Regular Meeting

BOARD OF DIRECTORS

H. Welton Flynn, Chairman
Enid Ng Lim, Vice Chairman
Shirley Breyer Black
Mike Casey
Jose Cisneros
Cleopatra Vaughns

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Roberta Boomer
BOARD SECRETARY

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☎(415) 554-6896 FAX (415) 554-4143

ACCESSIBLE MEETING POLICY

The Municipal Transportation Agency Board meeting will be held in Room 400, at 1 Carlton B. Goodlett Plaza (400 Van Ness Ave.), San Francisco, CA. The closest accessible BART station is the Civic Center Station at United Nations Plaza and Market Street. Accessible MUNI lines serving this location are: Muni Metro Lines J-Church, K-Ingleside, L-Taraval, M-Oceanview, and N-Judah at Van Ness and Civic Center Stations; 47-Van Ness; 5-Fulton; 21-Hayes; 9-San Bruno; and 71-Haight Noriega. For information about MUNI accessible services call 923-6142.

The meeting room is wheelchair accessible. Accessible curbside parking spaces have been designated on the Van Ness Avenue and McAllister Street perimeters of City Hall for mobility impaired persons. There is accessible parking available within the Civic Center Underground Parking Garage at the corner of McAllister and Polk Streets, and within the Performing Arts Parking Garage at Grove and Franklin Streets.

If you require the use of an American sign language interpreter, a sound enhancement system, or a reader during the meeting, such person or system can be made available upon request; please contact Roberta Boomer at (415) 554-6896, at least 72 hours prior to the meeting. Late requests will be honored if possible. Calendars and minutes of the meeting may be available in alternative formats; please contact Roberta Boomer at (415) 554-6896 at least 72 hours in advance of need. Written reports or background materials for calendar items are available for public inspection and copying at 401 Van Ness Ave. #334 during regular business hours.

Individuals with severe allergies, environmental illness, multiple chemical sensitivity or related disabilities should call our accessibility hotline at (415) 252-3112 to discuss meeting accessibility. In order to assist the City's efforts to accommodate such people, attendees at public meetings are reminded that other attendees may be sensitive to various chemical based products. Please help the City to accommodate these individuals.

The ringing of and use of cell phones, pagers and similar sound-producing electronic devices are prohibited at this meeting. Please be advised that the Chair may order the removal from the meeting room of any person(s) responsible for the ringing or use of a cell phone, pager, or other similar sound-producing electronic devices.

KNOW YOUR RIGHTS UNDER THE SUNSHINE ORDINANCE

Government's duty is to serve the public, reaching its decisions in full view of the public. Commissions, boards, councils and other agencies of the City and County exist to conduct the people's business. This ordinance assures that deliberations are conducted before the people and that City operations are open to the people's review.

For more information on your rights under the Sunshine ordinance (Chapter 67 of the San Francisco Administrative Code), to report a violation of the ordinance or to obtain a free copy of the ordinance, contact Donna Hall, Administrator, Sunshine Ordinance Task Force. She can be reached by calling (415) 554-7724, fax (415) 554-7854, by e-mail at Donna_Hall@ci.sf.ca.us, or in writing to #1 Carlton B. Goodlett Place, Room 409, San Francisco, CA 94102-4683.

Copies of the Sunshine Ordinance can also be obtained at the San Francisco Public Library, 100 Larkin St. or on the city's website at www.ci.sf.ca.us/bdsupvrs/sunshine.

5:00 - REGULAR MEETING

ORDER OF BUSINESS

1. Call to Order

2. Roll Call

3. Approval of Minutes

   -November 20, 2001 Regular meeting

4. Communications

   (4.1) Announcement of prohibition of sound producing devices during the meeting.

5. Introduction of New or Old Business by Board Members

6. Director's Report (For discussion only)

   -Special Recognition Award
   -Update on Translink Project
   -Ongoing Muni Activities

7. Citizen's Advisory Council Report

8. Public Comment

   Members of the public may address the Board on matters that are within the Board's jurisdiction and are not on today's calendar.

THE FOLLOWING MATTERS BEFORE THE MUNICIPAL TRANSPORTATION AGENCY BOARD ARE RECOMMENDED FOR ACTION AS STATED BY THE DIRECTOR OF TRANSPORTATION, AND CITY ATTORNEY WHERE APPLICABLE. EXPLANATORY DOCUMENTS FOR ALL CONSENT AND REGULAR CALENDAR ITEMS ARE AVAILABLE FOR REVIEW AT 401 VAN NESS AVE. #334.

CONSENT CALENDAR

9. All matters listed hereunder constitute a Consent Calendar, are considered to be routine by the Municipal Transportation Agency Board, and will be acted upon by a single vote of the Board. There will be no separate discussion of these items unless a member of the Board or the public so requests, in which event the matter shall be removed from the Consent Calendar and considered as a separate item.

(9.1) Requesting the Controller to allot funds and to draw warrants against such funds as are or will be available in payment of the following claims against MUNI:

Allstate Insurance Co. vs. CCSF, Superior Ct. Ltd. #182758 in the amount of $750
Ann McCabe vs. CCSF, Superior Ct. #324604 in the amount of $24,999
Skyler Cooper vs. CCSF, Superior Ct. #318906 in the amount of $25,000

(9.2) Canceling the MTA meeting of January 1, 2002. (Explanatory documents include a resolution.)

(9.3) Approving the plans and specifications and authorizing the Director to advertise bid call for Contract No. MR-1184 Potrero and Presidio Yards Feeder Upgrade. (Explanatory documents include a staff report, resolution and financial plan.)

REGULAR CALENDAR

10. Authorizing the Director to execute Amendment No. 1 to Contract CS-129, Professional Architectural and Engineering Services for the Islais Creek Maintenance and Operations Facility, with URS/Robin Chiang and Co., in the amount of $957,808.82, for a total contract amount of $2,398,489.48, and to extend the time to October 29, 2004. (Explanatory documents include a staff report, resolution, financial plan and agreement.)

11. Authorizing the Director of Transportation to execute Amendment No. 6 to Contract No. CS-105, Independent Safety Consulting Support for Advanced Train Control System Project, with Lea+Elliott, Inc., to increase the contract amount by $318,000, for a total contract amount not to exceed $4,289,359 and to extend the time to February 28, 2002. (Explanatory documents include a staff report, resolution and agreement.)

12. Authorizing the rejection of all bids received for Contract No. MR-1182, Muni Metro East Light Rail Vehicle Maintenance and Operations Facility Project. (Explanatory documents include a staff report and resolution.)

RECESS REGULAR MEETING AND CONVENE CLOSED SESSION

CLOSED SESSION

1. Call to Order

2. Roll Call

3. Public Comment

4. Discussion and vote pursuant to Administrative Code Section 67.11(a) as to whether to conduct a closed session and invoke the attorney-client privilege.

5. Pursuant to Government Code Section 54957.6(a) and Administrative Code Section 67.8, the Municipal Transportation Agency Board shall meet in closed session for:

CONFERENCE WITH LABOR NEGOTIATOR

CCSF Representative: Larry Williams and/or his designees

Employee Organizations:

TWU, Local 250-A, TWU, Local 200, Service Employees International Union, Local 790 and Local 535, Electrical Workers, Local 6, International Federation of Professional & Technical Engineers, Local 21,Automotive Machinist, Local 1414, Laborers, Local 261, Municipal Executives Association, Stationary Engineers, Local 39, Teamsters, Local 853, Carpenters, Local 22, Painters, Local 4, Operating Engineers, Local 3, Sheetmetal Workers, Local 104, Glaziers, Local 718, Plumbers, Local 38

To discuss:

_X_ Wages
_X_ Hours
_X_ Benefits
_X_ Working Conditions
_X_ Other

ADJOURN CLOSED SESSION AND RECONVENE REGULAR MEETING

13. Announcement of Closed Session.

14. Motion to disclose or not disclose the information discussed in closed session.

ADJOURN

The Ethics Commission of the City and County of San Francisco has asked us to remind individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [SF Admin. Code Sections 16.520 - 16.534] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the Ethics Commission at 1390 Market Street, Suite 801, San Francisco, CA 94102, telephone (415) 554-9510, fax (415) 554-8757 and web site: sfgov.org/ethics.

Municipal Transportation Agency
Board of Directors
City and County of San Francisco

MINUTES

TUESDAY, DECEMBER 4, 2001
ROOM 400, CITY HALL
1 CARLTON B. GOODLETT PLACE

REGULAR MEETING
5:00 P.M.

CLOSED SESSION
Immediately following the Regular Meeting

BOARD OF DIRECTORS

H. Welton Flynn, Chairman
Enid Lim, Vice Chairman
Shirley Breyer Black
Mike Casey
Jose Cisneros
Cleopatra Vaughns

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☎(415) 554-6896 FAX (415) 554-4143

5:00 - REGULAR MEETING

ORDER OF BUSINESS

1. Call to Order

Chairman Flynn called the meeting to order at 5:05 p.m.

2. Roll Call

Present: Shirley Breyer Black
Mike Casey
Jose Cisneros
H. Welton Flynn
Enid Lim
Cleopatra Vaughns

3. Approval of Minutes

On motion to approve the minutes of the November 20, 2001 Regular meeting: unanimously approved.

4. Communications

(4.1) Announcement of prohibition of sound producing devices during the meeting.

Chairman Flynn announced that the ringing of and use of cell phones, pagers and similar sound-producing electronic devices are prohibited at the meeting. He advised that any person responsible for the ringing or use of a cell phone, pager, or other similar sound-producing electronic devices may be removed from the meeting.

5. Introduction of New or Old Business by Board Members

None.

6. Director's Report (For discussion only)

-Special Recognition Award
-Update on Translink Project
-Ongoing Muni Activities

General Manager Burns is pleased to present the General Manager's Special Recognition award to Eugene Batiste who is retiring after 28 years with Muni. Mr. Batiste is featured in the

marketing campaign and has been a steady and dependable employee for many years. Eugene Batiste stated that his motto is to "always be fair" and acknowledged that the job gave him a lot. Chairman Flynn offered congratulations from the board for Mr. Batiste's long tenure.

G.M. Burns announced that the RailVolution Conference was a great success. Muni ran smoothly with service quality staff at key locations.

Muni had the opportunity to show the Third Street/Central Subway project to the new FTA Administrator, Jenna Dorn. Ms. Dorn saw the transit plans for corridor and the overall development and revitalization planned for the area.

The agreement to provide buses for the Salt Lake City Olympics was presented to the Board of Supervisors's Transportation and Land Use Committee for approval. The committee expressed concerns around legal arrangements, wear and tear on the buses and taking new buses out of revenue service. They asked Muni to bring back a revised plan. Chairman Flynn asked that the MTA board be kept informed about any major revisions to the plan.

Burns invited the board to a Holiday Open House on Thursday, December 20, from 9:00 a.m. to 11:30 a.m. on the 3rd floor at 401 Van Ness. All employees have been invited to attend.

Gigi Harrington, Deputy General Manager, Finance gave an update on the Translink project. Phase 1 is about to begin and will consist of approximately 1400 riders testing the system and equipment.

7. Citizen's Advisory Council Report

No report was made

8. Public Comment

Ernestine Weiss spoke about the need to remove traffic from Clay Street. The recent accident makes it imperative that the board act. She also discussed the 1-California stop at California and Presidio in front of the Jewish Community Center. She urged Muni to move the stop during the renovation as it creates a dangerous situation for seniors.

THE FOLLOWING MATTERS BEFORE THE MUNICIPAL TRANSPORTATION AGENCY BOARD ARE RECOMMENDED FOR ACTION AS STATED BY THE DIRECTOR OF TRANSPORTATION, AND CITY ATTORNEY WHERE APPLICABLE. EXPLANATORY DOCUMENTS FOR ALL CONSENT AND REGULAR CALENDAR ITEMS ARE AVAILABLE FOR REVIEW AT 401 VAN NESS AVE. #334.

CONSENT CALENDAR

9. All matters listed hereunder constitute a Consent Calendar, are considered to be routine by the Municipal Transportation Agency Board, and will be acted upon by a single vote of the Board. There will be no separate discussion of these items unless a member of the Board or the public so requests, in which event the matter shall be removed from the Consent Calendar and considered as a separate item.

(9.1) Requesting the Controller to allot funds and to draw warrants against such funds as are or will be available in payment of the following claims against MUNI:

Allstate Insurance Co. vs. CCSF, Superior Ct. Ltd. #182758 in the amount of $750
Ann McCabe vs. CCSF, Superior Ct. #324604 in the amount of $24,999
Skyler Cooper vs. CCSF, Superior Ct. #318906 in the amount of $25,000

RESOLUTION 01-116

(9.2) Canceling the MTA meeting of January 1, 2002. (Explanatory documents include a resolution.)

RESOLUTION 01-117

(9.3) Approving the plans and specifications and authorizing the Director to advertise bid call for Contract No. MR-1184 Potrero and Presidio Yards Feeder Upgrade. (Explanatory documents include a staff report, resolution and financial plan.)

RESOLUTION 01-118

No public comment.

On motion to approve the Consent Calendar:

ADOPTED: AYES – Black, Casey, Cisneros, Flynn, Lim and Vaughns

REGULAR CALENDAR

10. Authorizing the Director to execute Amendment No. 1 to Contract CS-129, Professional Architectural and Engineering Services for the Islais Creek Maintenance and Operations Facility, with URS/Robin Chiang and Co., in the amount of $957,808.82, for a total contract amount of $2,398,489.48, and to extend the time to October 29, 2004. (Explanatory documents include a staff report, resolution, financial plan and agreement.)

Chairman Flynn asked staff to revise the amendment to reflect the date on which the board took action.

No public comment.

RESOLUTION 01-119

On motion to approve:

ADOPTED: AYES – Black, Casey, Cisneros, Flynn, Lim and Vaughns

11. Authorizing the Director of Transportation to execute Amendment No. 6 to Contract No. CS-105, Independent Safety Consulting Support for Advanced Train Control System Project, with Lea+Elliott, Inc., to increase the contract amount by $318,000, for a total contract amount not to exceed $4,289,359 and to extend the time to February 28, 2002. (Explanatory documents include a staff report, resolution and agreement.)

No public comment.

RESOLUTION 01-120

On motion to approve:

ADOPTED: AYES – Black, Casey, Cisneros, Flynn, Lim and Vaughns

12. Authorizing the rejection of all bids received for Contract No. MR-1182, Muni Metro East Light Rail Vehicle Maintenance and Operations Facility Project. (Explanatory documents include a staff report and resolution.)

No public comment.

RESOLUTION 01-121

On motion to approve:

ADOPTED: AYES – Black, Casey, Cisneros, Flynn, Lim and Vaughns

RECESS REGULAR MEETING AND CONVENE CLOSED SESSION

CLOSED SESSION

1. Call to Order

Chairman Flynn called the closed session to order at 5:45 p.m.

2. Roll Call

Present: Shirley Breyer Black
Mike Casey
Jose Cisneros
H. Welton Flynn
Enid Lim
Cleopatra Vaughns

Also present: Michael T. Burns, Director of Transportation
Roberta Boomer, Board Secretary
Robert Bryan, Deputy City Attorney
Larry Williams, Deputy General Manger, HR/LR/EEO

3. Public Comment

None.

4. Discussion and vote pursuant to Administrative Code Section 67.11(a) as to whether to conduct a closed session and invoke the attorney-client privilege.

On motion to invoke the attorney-client privilege: unanimously approved.

5. Pursuant to Government Code Section 54957.6(a) and Administrative Code Section 67.8, the Municipal Transportation Agency Board shall meet in closed session for:

CONFERENCE WITH LABOR NEGOTIATOR

CCSF Representative: Larry Williams and/or his designees

Employee Organizations:

TWU, Local 250-A, TWU, Local 200, Service Employees International Union, Local 790 and Local 535, Electrical Workers, Local 6, International Federation of Professional & Technical Engineers, Local 21,Automotive Machinist, Local 1414, Laborers, Local 261, Municipal Executives Association, Stationary Engineers, Local 39, Teamsters, Local 853, Carpenters, Local 22, Painters, Local 4, Operating Engineers, Local 3, Sheetmetal Workers, Local 104, Glaziers, Local 718, Plumbers, Local 38

To discuss:

_X_ Wages
_X_ Hours
_X_ Benefits

_X_ Working Conditions
_X_ Other

ADJOURN CLOSED SESSION AND RECONVENE REGULAR MEETING - The closed session was adjourned at 6:08 p.m.

13. Announcement of Closed Session.

Chairman Flynn announced the board met in closed session to confer with their labor negotiator. There was no action taken by the board.

14. Motion to disclose or not disclose the information discussed in closed session.

On motion to not disclose the information discussed: unanimously approved.

ADJOURN - The meeting was adjourned at 6:10 p.m.

A tape of the meeting is on file in the office of the Secretary to the Municipal Transportation Agency Board of Directors.

R. Boomer

Roberta Boomer
Board Secretary

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Municipal Transportation Agency
Board of Directors
City and County of San Francisco

NOTICE OF MEETING AND CALENDAR

TUESDAY, DECEMBER 18, 2001
ROOM 400, CITY HALL
1 CARLTON B. GOODLETT PLAZA

DOCUMENTS DEPT.
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REGULAR MEETING
5:00 P.M.

CLOSED SESSION
Immediately following the Regular Meeting

BOARD OF DIRECTORS

H. Welton Flynn, Chairman
Enid Ng Lim, Vice Chairman
Shirley Breyer Black
Mike Casey
Jose Cisneros
Cleopatra Vaughns

Michael T. Burns
DIRECTOR OF TRANSPORTATION

Roberta Boomer
BOARD SECRETARY

401 VAN NESS AVENUE-SUITE 334 -SAN FRANCISCO-CA. 94102-4524
☎(415) 554-6896 FAX (415) 554-4143

ACCESSIBLE MEETING POLICY

The Municipal Transportation Agency Board meeting will be held in Room 400, at 1 Carlton B. Goodlett Plaza (400 Van Ness Ave.), San Francisco, CA. The closest accessible BART station is the Civic Center Station at United Nations Plaza and Market Street. Accessible MUNI lines serving this location are: Muni Metro Lines J-Church, K-Ingleside, L-Taraval, M-Oceanview, and N-Judah at Van Ness and Civic Center Stations; 47-Van Ness; 5-Fulton; 21-Hayes; 9-San Bruno; and 71-Haight Noriega. For information about MUNI accessible services call 923-6142.

The meeting room is wheelchair accessible. Accessible curbside parking spaces have been designated on the Van Ness Avenue and McAllister Street perimeters of City Hall for mobility impaired persons. There is accessible parking available within the Civic Center Underground Parking Garage at the corner of McAllister and Polk Streets, and within the Performing Arts Parking Garage at Grove and Franklin Streets.

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KNOW YOUR RIGHTS UNDER THE SUNSHINE ORDINANCE

Government's duty is to serve the public, reaching its decisions in full view of the public. Commissions, boards, councils and other agencies of the City and County exist to conduct the people's business. This ordinance assures that deliberations are conducted before the people and that City operations are open to the people's review.

For more information on your rights under the Sunshine ordinance (Chapter 67 of the San Francisco Administrative Code), to report a violation of the ordinance or to obtain a free copy of the ordinance, contact Donna Hall, Administrator, Sunshine Ordinance Task Force. She can be reached by calling (415) 554-7724, fax (415) 554-7854, by e-mail at Donna_Hall@ci.sf.ca.us, or in writing to #1 Carlton B. Goodlett Place, Room 409, San Francisco, CA 94102-4683.

Copies of the Sunshine Ordinance can also be obtained at the San Francisco Public Library, 100 Larkin St. or on the city's website at www.ci.sf.ca.us/bdsupvrs/sunshine.

5:00 - REGULAR MEETING

ORDER OF BUSINESS

1. Call to Order

2. Roll Call

3. Approval of Minutes

   -December 4, 2001 Regular Meeting

4. Communications

   (4.1) Announcement of prohibition of sound producing devices during the meeting.

5. Introduction of New or Old Business by Board Members

6. Director's Report (For discussion only)

   -Ongoing Muni Activities

7. Citizen's Advisory Council Report

8. Public Comment

   Members of the public may address the Board on matters that are within the Board's jurisdiction and are not on today's calendar.

THE FOLLOWING MATTERS BEFORE THE MUNICIPAL TRANSPORTATION AGENCY BOARD ARE RECOMMENDED FOR ACTION AS STATED BY THE DIRECTOR OF TRANSPORTATION, AND CITY ATTORNEY WHERE APPLICABLE. EXPLANATORY DOCUMENTS FOR ALL CONSENT AND REGULAR CALENDAR ITEMS ARE AVAILABLE FOR REVIEW AT 401 VAN NESS AVE. #334.

CONSENT CALENDAR

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(9.1) Requesting the Controller to allot funds and to draw warrants against such funds as are or will be available in payment of the following claims against MUNI:

Occupational Safety and Health Appeals Board vs. Muni, CAL-OSHA Citation #00R1314310, 4311 in the amount of $1,120 and dismissing the appeals.

(9.2) Approving the designation of seven street-artist selling spaces at Harvey Milk Plaza, from November 15, 2001, through January 15, 2002. (Explanatory documents include a staff report, and resolution.)

(9.3) Approving the plans and specifications and authorizing the Director to advertise bid call for Contract No. MR-1143, Third Street Light Rail Transit: Jerrold Avenue to Donner Avenue. (Explanatory documents include a staff report, resolution and financial plan.)

(9.4) Approving the 2002 State and Federal Legislative Program to advance the Third St. LRT-Phase 2 (New Central Subway) through the federal approvals process; seek the maximum amount of discretionary funding for transit capital investment needs and support efforts at the state and federal level to enhance and improve transit security. (Explanatory documents include a staff report, resolution and legislative plan.)

(9.5) Approving Amendment No. 2 to the Paratransit Broker Agreement to manage the sublease for 24 ramped minivans to paratransit taxi service providers with Comsis Mobility Services (Explanatory documents include a staff report, resolution and agreement.)

(9.6) Authorizing the acceptance and expenditure of $7,347,000 in funding from the San Francisco County Transportation Authority for the payment of insurance premiums and deductibles for the Owner-Controlled Insurance Program for the Third Street Light Rail Transit Project Initial Operating Segment construction phase. (Explanatory documents include a staff report, financial plan and resolution.)

REGULAR CALENDAR

10. Endorsing the Landmarks Preservation Advisory Board's proposal to landmark the San Francisco Municipal Railway's Laguna Honda Station, 390 Laguna Honda Boulevard, Assessor's Block 2864, Lot 50 as Landmark No. 231, pursuant to Article 10 of the Planning Code. (Explanatory documents include a staff report and resolution.)

11. Executing Contract No. MR-1138; Automatic Vehicle Location System with Nextbus Information systems Inc. to provide system services for an amount not to exceed $9,680,220, and a term not to exceed five years. (Explanatory documents include a staff report, financial plan, agreement and resolution.)

RECESS REGULAR MEETING AND CONVENE CLOSED SESSION

CLOSED SESSION

1. Call to Order

2. Roll Call

3. Public Comment

4. Discussion and vote pursuant to Administrative Code Section 67.11(a) as to whether to conduct a closed session and invoke the attorney-client privilege.

5. Pursuant to Government Code Section 54956.9 and the Administrative Code Section 67.8 (3), the Municipal Transportation Agency Board will meet in Closed Session to discuss and take action on attorney-client matters in the following case:

CONFERENCE WITH LEGAL COUNSEL

Existing Litigation:

Nancy Morales v. CCSF, Superior Ct. #304115, in the amount of $100,000

ADJOURN CLOSED SESSION AND RECONVENE REGULAR MEETING

12. Announcement of Closed Session.

13. Motion to disclose or not disclose the information discussed in closed session.

ADJOURN

The Ethics Commission of the City and County of San Francisco has asked us to remind individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [SF Admin. Code Sections 16.520 - 16.534] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the Ethics Commission at 1390 Market Street, Suite 801, San Francisco, CA 94102, telephone (415) 554-9510, fax (415) 554-8757 and web site: sfgov.org/ethics.

Municipal Transportation Agency
Board of Directors
City and County of San Francisco

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18/01

MINUTES

TUESDAY, DECEMBER 18, 2001
ROOM 400, CITY HALL
1 CARLTON B. GOODLETT PLACE

REGULAR MEETING
5:00 P.M.

DOCUMENTS DEPT.

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CLOSED SESSION
Immediately following the Regular Meeting

BOARD OF DIRECTORS

H. Welton Flynn, Chairman
Enid Lim, Vice Chairman
Shirley Breyer Black
Mike Casey
Jose Cisneros
Cleopatra Vaughns

Michael T. Burns
DIRECTOR OF TRANSPORTATION

Roberta Boomer
BOARD SECRETARY

401 VAN NESS AVENUE-SUITE 334 -SAN FRANCISCO-CA. 94102-4524
☎(415) 554-6896 FAX (415) 554-4143

5:00 - REGULAR MEETING

ORDER OF BUSINESS

1. Call to Order

Chairman Flynn called the meeting to order at 5:03 p.m.

2. Roll Call

Present: Shirley Breyer Black
Mike Casey
Jose Cisneros
H. Welton Flynn
Enid Lim
Cleopatra Vaughns

3. Approval of Minutes

On motion to approve the minutes of the December 4, 2001 Regular Meeting: unanimously approved. (Absent–Casey.)

4. Communications

(4.1) Announcement of prohibition of sound producing devices during the meeting.

Chairman Flynn announced that the ringing of and use of cell phones, pagers and similar sound-producing electronic devices are prohibited at the meeting. He advised that any person responsible for the ringing or use of a cell phone, pager, or other similar sound-producing electronic devices may be removed from the meeting.

5. Introduction of New or Old Business by Board Members

None.

6. Director's Report (For discussion only)

-Ongoing Muni Activities

General Manager Burns announced that the Board of Supervisors unanimously approved the modified recommendation to send up to 50 buses to Salt Lake City. Muni is sending a fleet of the best of the 1988/1989 New Flier buses which will be delivered by flatbed truck and returned on March 1, 2002.

Muni's service plans for New Year's Eve are in place. Service will be free from 8 p.m. to 6 a.m. and owl service will be doubled.

As of mid-January, 2002 all LRV's will be Breda cars. The old Boeing fleet will be retired. Having a single, modern fleet will help with reliability, consistency, and will reduce maintenance costs.

Chairman Flynn asked for a report at the next board meeting about the advertising revenue.

Walt Streeter, Deputy General Manager, Planning and Legislation presented the Expansion Plan and stressed that it's a vision document and not a true plan as it doesn't set priorities and contains no technical analysis. Muni's next step will be to solicit input from the public.

Chairman Flynn urged Muni to be pro-active in seeking input from the public.

7. Citizen's Advisory Council Report

Linton Stables, Chair, CAC stated that the CAC is interested in being involved in long-range planning and will be forwarding three recommendations to the board for consideration.

8. Public Comment

None.

THE FOLLOWING MATTERS BEFORE THE MUNICIPAL TRANSPORTATION AGENCY BOARD ARE RECOMMENDED FOR ACTION AS STATED BY THE DIRECTOR OF TRANSPORTATION, AND CITY ATTORNEY WHERE APPLICABLE. EXPLANATORY DOCUMENTS FOR ALL CONSENT AND REGULAR CALENDAR ITEMS ARE AVAILABLE FOR REVIEW AT 401 VAN NESS AVE. #334.

CONSENT CALENDAR

9. All matters listed hereunder constitute a Consent Calendar, are considered to be routine by the Municipal Transportation Agency Board, and will be acted upon by a single vote of the Board. There will be no separate discussion of these items unless a member of the Board or the public so requests, in which event the matter shall be removed from the Consent Calendar and considered as a separate item.

(9.1) Requesting the Controller to allot funds and to draw warrants against such funds as are or will be available in payment of the following claims against MUNI:

Occupational Safety and Health Appeals Board vs. Muni, CAL-OSHA Citation #00R1314310, 4311 in the amount of $1,120 and dismissing the appeals.

RESOLUTION 01-122

(9.2) Approving the designation of seven street-artist selling spaces at Harvey Milk Plaza, from November 15, 2001, through January 15, 2002. (Explanatory documents include a staff report, and resolution.)

RESOLUTION 01-123

(9.3) Approving the plans and specifications and authorizing the Director to advertise bid call for Contract No. MR-1143, Third Street Light Rail Transit: Jerrold Avenue to Donner Avenue. (Explanatory documents include a staff report, resolution and financial plan.)

RESOLUTION 01-124

(9.4) Approving the 2002 State and Federal Legislative Program to advance the Third St. LRT-Phase 2 (New Central Subway) through the federal approvals process; seek the maximum amount of discretionary funding for transit capital investment needs and support efforts at the state and federal level to enhance and improve transit security. (Explanatory documents include a staff report, resolution and legislative plan.)

RESOLUTION 01-125

(9.5) Approving Amendment No. 2 to the Paratransit Broker Agreement to manage the sublease for 24 ramped minivans to paratransit taxi service providers with Comsis Mobility Services (Explanatory documents include a staff report, resolution and agreement.)

RESOLUTION 01-126

(9.6) Authorizing the acceptance and expenditure of $7,347,000 in funding from the San Francisco County Transportation Authority for the payment of insurance premiums and deductibles for the Owner-Controlled Insurance Program for the Third Street Light Rail Transit Project Initial Operating Segment construction phase. (Explanatory documents include a staff report, financial plan and resolution.)

RESOLUTION 01-127

On motion to approve the consent calendar:

ADOPTED: AYES – Black, Casey, Cisneros, Flynn, Lim and Vaughns

REGULAR CALENDAR

10. Endorsing the Landmarks Preservation Advisory Board's proposal to landmark the San Francisco Municipal Railway's Laguna Honda Station, 390 Laguna Honda Boulevard, Assessor's Block 2864, Lot 50 as Landmark No. 231, pursuant to Article 10 of the Planning Code. (Explanatory documents include a staff report and resolution.)

No public comment.

RESOLUTION 01-128

On motion to approve:

ADOPTED: AYES – Black, Casey, Cisneros, Flynn, Lim and Vaughns

11. Executing Contract No. MR-1138; Automatic Vehicle Location System with Nextbus Information systems Inc. to provide system services for an amount not to exceed $9,680,220, and a term not to exceed five years. (Explanatory documents include a staff report, financial plan, agreement and resolution.)

The board secretary noted that the dollar amount in the contract was $9,565,057.

No public comment.

RESOLUTION 01-129

On motion to approve:

ADOPTED: AYES – Black, Casey, Cisneros, Flynn, Lim and Vaughns

Chairman Flynn asked for a moment of silence in memory of Maggie Lynch's father.

RECESS REGULAR MEETING AND CONVENE CLOSED SESSION

CLOSED SESSION

1. Call to Order

Chairman Flynn called the closed session to order at 5:44 p.m.

2. Roll Call

Present: Shirley Breyer Black
Mike Casey

Jose Cisneros
H. Welton Flynn
Enid Lim
Cleopatra Vaughns

Also present: Michael T. Burns, Director of Transportation
Roberta Boomer, Board Secretary
Robert Bryan, Deputy City Attorney
Rob Stone, Deputy City Attorney

3. Public Comment

None.

4. Discussion and vote pursuant to Administrative Code Section 67.11(a) as to whether to conduct a closed session and invoke the attorney-client privilege.

On motion to invoke the attorney-client privilege: unanimously approved.

5. Pursuant to Government Code Section 54956.9 and the Administrative Code Section 67.8 (3), the Municipal Transportation Agency Board will meet in Closed Session to discuss and take action on attorney-client matters in the following case:

CONFERENCE WITH LEGAL COUNSEL

Existing Litigation:

Nancy Morales v. CCSF, Superior Ct. #304115, in the amount of $100,000

RESOLUTION 01-130

On motion to approve:

ADOPTED: AYES – Black, Casey, Cisneros, Flynn, Lim and Vaughns

ADJOURN CLOSED SESSION AND RECONVENE REGULAR MEETING - The closed session was adjourned at 5:48 p.m.

12. Announcement of Closed Session.

Chairman Flynn announced the board met in closed session to discuss Morales vs. CCSF with the city attorney. The board voted unanimously to settle the case.

13. Motion to disclose or not disclose the information discussed in closed session.

On motion to not disclose the information discussed: unanimously approved.

ADJOURN - The meeting was adjourned at 5:49 p.m.

A tape of the meeting is on file in the office of the Secretary to the Municipal Transportation Agency Board of Directors.

R. Boomer

Roberta Boomer
Board Secretary

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Board of Directors
City and County of San Francisco

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NOTICE OF CANCELLATION

TUESDAY, JANUARY 1, 2002
ROOM 400, CITY HALL
1 CARLTON B. GOODLETT PLAZA.

THE BOARD MEETING FOR TUESDAY, JANUARY 1, 2002 HAS BEEN CANCELED. THE NEXT REGULAR MEETING OF THE MTA BOARD OF DIRECTORS WILL BE ON TUESDAY, JANUARY 15.

401 VAN NESS AVENUE-SUITE 334 -SAN FRANCISCO-CA. 94102-4524
☎(415) 554-6896 FAX (415) 554-4143

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Municipal Transportation Agency
Board of Directors
City and County of San Francisco

NOTICE OF MEETING AND CALENDAR

TUESDAY, JANUARY 15, 2002
ROOM 400, CITY HALL
1 CARLTON B. GOODLETT PLAZA

REGULAR MEETING
5:00 P.M.

DOCUMENTS DEPT.

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PUBLIC LIBRARY

BOARD OF DIRECTORS

H. Welton Flynn, Chairman
Enid Ng Lim, Vice Chairman
Shirley Breyer Black
Mike Casey
Jose Cisneros
Cleopatra Vaughns

Michael T. Burns
DIRECTOR OF TRANSPORTATION

Roberta Boomer
BOARD SECRETARY

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Copies of the Sunshine Ordinance can also be obtained at the San Francisco Public Library, 100 Larkin St. or on the city's website at www.ci.sf.ca.us/bdsupvrs/sunshine.

5:00 - REGULAR MEETING

ORDER OF BUSINESS

1. Call to Order

2. Roll Call

3. Approval of Minutes

   -December 18, 2001 Regular meeting
   -May 16, 2000 Regular meeting (revised)

4. Communications

   (4.1) Announcement of prohibition of sound producing devices during the meeting.

5. Introduction of New or Old Business by Board Members

6. Director's Report (For discussion only)

   -Special Recognition Award
   -Review of Muni Websites
   -Ongoing Muni Activities

7. Citizen's Advisory Council Report

8. Public Comment

   Members of the public may address the Board on matters that are within the Board's jurisdiction and are not on today's calendar.

THE FOLLOWING MATTERS BEFORE THE MUNICIPAL TRANSPORTATION AGENCY BOARD ARE RECOMMENDED FOR ACTION AS STATED BY THE DIRECTOR OF TRANSPORTATION, AND CITY ATTORNEY WHERE APPLICABLE. EXPLANATORY DOCUMENTS FOR ALL CONSENT AND REGULAR CALENDAR ITEMS ARE AVAILABLE FOR REVIEW AT 401 VAN NESS AVE. #334.

CONSENT CALENDAR

9. All matters listed hereunder constitute a Consent Calendar, are considered to be routine by the Municipal Transportation Agency Board, and will be acted upon by a single vote of the Board. There will be no separate discussion of these items unless a member of the Board or the public so requests, in which event the matter shall be removed from the Consent Calendar and considered as a separate item.

(9.1) Requesting the Controller to allot funds and to draw warrants against such funds as are or will be available in payment of the following claims against MUNI:

Della Nelson vs. CCSF, Superior Ct. #320104 in the amount of $2,500
Valerie Roberts vs. CCSF, Superior Ct. #319615 in the amount of $4,300
Larry Ceranek vs. CCSF, Unlitigated claim #0200211 in the amount of $5,522.32
Gayle Braun-Adam vs. CCSF, Superior Ct. #314834 in the amount of $5,500
Rudolfo Patrimonio vs. CCSF, Superior Ct. #314175 in the amount of $15,000

(9.2) Approving payment of settlement amounts to the Municipal Transportation Agency in the following claims:

Courtney Pendelton vs. CCSF, Superior Ct. #175302 in the amount of $1,500
Elizabeth Torrieri vs. CCSF, Superior Ct. #316101 in the amount of $51,442.21

REGULAR CALENDAR

10. Review of the FY2002 Municipal Transportation Agency budget and presentation of the preliminary FY2003 budget. (Explanatory documents include a staff report.)

ADJOURN

The Ethics Commission of the City and County of San Francisco has asked us to remind individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [SF Admin. Code Sections 16.520 - 16.534] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the Ethics Commission at 1390 Market Street, Suite 801, San Francisco, CA 94102, telephone (415) 554-9510, fax (415) 554-8757 and web site: sfgov.org/ethics.

Municipal Transportation Agency
Board of Directors
City and County of San Francisco

MINUTES

TUESDAY, JANUARY 15, 2002
ROOM 400, CITY HALL
1 CARLTON B. GOODLETT PLACE

REGULAR MEETING
5:00 P.M.

CLOSED SESSION

DOCUMENTS DEPT.

JAN 3 1 2002

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BOARD OF DIRECTORS

H. Welton Flynn, Chairman
Enid Lim, Vice Chairman
Shirley Breyer Black
Mike Casey
Jose Cisneros
Cleopatra Vaughns

Michael T. Burns
DIRECTOR OF TRANSPORTATION

Roberta Boomer
BOARD SECRETARY

401 VAN NESS AVENUE-SUITE 334 -SAN FRANCISCO-CA. 94102-4524
☎(415) 554-6896 FAX (415) 554-4143

5:00 - REGULAR MEETING

ORDER OF BUSINESS

1. Call to Order

Chairman Flynn called the meeting to order at 5:04 p.m.

2. Roll Call

Present: Shirley Breyer Black
Jose Cisneros
H. Welton Flynn
Enid Lim
Cleopatra Vaughns

Absent: Mike Casey

3. Approval of Minutes

On motion to approve the minutes of the December 18, 2001 regular meeting and the May 16, 2000 regular meeting (revised): unanimously approved (Casey, Lim-absent).

4. Communications

(4.1) Announcement of prohibition of sound producing devices during the meeting.

Chairman Flynn announced that the ringing of and use of cell phones, pagers and similar sound-producing electronic devices are prohibited at the meeting. He advised that any person responsible for the ringing or use of a cell phone, pager, or other similar sound-producing electronic devices may be removed from the meeting.

5. Introduction of New or Old Business by Board Members

None.

6. Director's Report (For discussion only)

-Special Recognition Award
-Review of Muni Websites
-Ongoing Muni Activities

Michael Burns introduced Mr. James Waterfield as this month's special recognition award recipient. Mr. Waterfield is an extraordinary individual who has been with Muni for 35 years, over 30 as a cable car operator. He is being recognized for his fundraising efforts for the Combined Charities campaign, American Heart Association, Leukemia & Lymphoma Society and for the Muni employee who lost her children in a fire last year. He is a great asset to Muni and the community.

Mr. Waterfield thanked the general manager and admitted to being a bit overwhelmed. He doesn't participate in fundraising to receive recognition and feels that he just did a little bit because the people who donated did the most.

Director Vaughns offered congratulations and stated that it is an honor and pleasure to witness this much-deserved recognition.

Chairman Flynn congratulated Mr. Waterfield on behalf of the board.

Michael Burns announced that staff is working with SPUR on the 2nd Annual Stakeholder meeting which is expected to be held in February.

New Year's Eve service was generally safe and uneventful for Muni and its' patrons. Burns thanked all the Muni employees who worked during the holidays.

Translink Phase I is expected to be kicked-off on February 1. Muni has a few continuing issues but expects that all will be resolved to allow for the February 1 start-up.

General Manager Burns invited the board to the Annual Awards Reception on Wednesday, January 23 at 5:30 in Alexander Room at the Westin St. Francis hotel.

The FTA has selected Muni's website, www.sfmuni.com, as one of the top 4 transit websites in the nation. Over 645 websites were reviewed. Maggie Lynch, Director of Communications and Public Relations reviewed Muni's intra- and internet sites.

7. Citizen's Advisory Council Report

There was no report from the CAC.

8. Public Comment

Ernestine Weiss asked about the progress on moving the Presidio and California stop so seniors could get onto the Muni. She also urged Muni to put cleaner buses on the streets as particulate matter contributes to disease. (General Manager Burns will provide Ms. Weiss with the memo discussing Muni's review of the Presidio/California stop and the decision to not move the stop.)

THE FOLLOWING MATTERS BEFORE THE MUNICIPAL TRANSPORTATION AGENCY BOARD ARE RECOMMENDED FOR ACTION AS STATED BY THE DIRECTOR OF TRANSPORTATION, AND CITY ATTORNEY WHERE APPLICABLE. EXPLANATORY DOCUMENTS FOR ALL CONSENT AND REGULAR CALENDAR ITEMS ARE AVAILABLE FOR REVIEW AT 401 VAN NESS AVE. #334.

CONSENT CALENDAR

9. All matters listed hereunder constitute a Consent Calendar, are considered to be routine by the Municipal Transportation Agency Board, and will be acted upon by a single vote of the Board. There will be no separate discussion of these items unless a member of the Board or the public so requests, in which event the matter shall be removed from the Consent Calendar and considered as a separate item.

(9.1) Requesting the Controller to allot funds and to draw warrants against such funds as are or will be available in payment of the following claims against MUNI:

Della Nelson vs. CCSF, Superior Ct. #320104 in the amount of $2,500
Valerie Roberts vs. CCSF, Superior Ct. #319615 in the amount of $4,300
Larry Ceranek vs. CCSF, Unlitigated claim #0200211 in the amount of $5,522.32
Gayle Braun-Adam vs. CCSF, Superior Ct. #314834 in the amount of $5,500
Rudolfo Patrimonio vs. CCSF, Superior Ct. #314175 in the amount of $15,000

RESOLUTION 02-001

(9.2) Approving payment of settlement amounts to the Municipal Transportation Agency in the following claims:

Courtney Pendelton vs. CCSF, Superior Ct. #175302 in the amount of $1,500
Elizabeth Torrieri vs. CCSF, Superior Ct. #316101 in the amount of $51,442.21

RESOLUTION 02-002

No public comment.

On motion to approve the consent calendar:

ADOPTED: AYES – Black, Cisneros, Flynn, Lim and Vaughns

ABSENT – Casey

10. Review of the FY2002 Municipal Transportation Agency budget and presentation of the preliminary FY2003 budget. (Explanatory documents include a staff report.)

Michael Burns stated that Muni is experiencing revenue-related problems attributed to the economy and the September 11th impact on tourism. At the moment the numbers are fluid with Muni's actions being in a constant state of change as the fiscal picture changes.

Gigi Harrington, Deputy General Manager, Finance reviewed the budget and revenue sources. She noted that the fare revenue has continued to worsen since September. Parking revenue has also been susceptible to the drop in the economy and tourism. Ms. Harrington reviewed a series of adjustments within the expenditure budget to adjust this fiscal year's budget shortfall of $20 million.

Director Lim asked for an update on the current budget, in particular, Muni's current fiscal year expenditures prior to the next meeting.

G.M. Burns said that the only service adjustments that Muni is looking at is in the South of Market area where service was implemented to take care of the dot com industry. He stressed that there would be no line cuts.

Ms. Harrington reviewed the FY03 budget, which anticipates a $30.4 million decrease in revenue, plus approximately $20 million in mandated increases from negotiated MOU's and fringe benefit costs. The net deficit that Muni is facing in FY03 is approximately $45 million of which Muni has identified approximately $24 million in expenditure reductions.

Director Vaughns acknowledged staff for their aggressive work and urged them to stay the course.

Director Lim asked if Muni was also looking at ways to save money, such as checking warranties, as it would help the board in looking at the total budget picture.

Chairman Flynn asked that the budget packet be sent to the board on January 25th so they have enough time to review it prior to the special meeting on the 29th.

PUBLIC COMMENT:

Andrew Sullivan, Chairman, Rescue Muni, noted that there are several areas of concern but mostly in the area of service cuts. He asked staff to provide additional detail on the service cuts. While Rescue Muni doesn't like service cuts, it's better to be specific so the public knows what to expect. He also suggested that the board vote on the FY02 changes to the budget and for FY03, he urged staff to make the information public and have a dialogue with constituent groups.

Chairman Flynn asked staff to provide detailed information on service cuts.

ADJOURN - The meeting was adjourned at 6:07 p.m.

A tape of the meeting is on file in the office of the Secretary to the Municipal Transportation Agency Board of Directors.

R. Boomer

Roberta Boomer
Board Secretary

The Ethics Commission of the City and County of San Francisco has asked us to remind individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [SF Admin. Code Sections 16.520 - 16.534] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the Ethics Commission at 1390 Market Street, Suite 801, San Francisco, CA 94102, telephone (415) 554-9510, fax (415) 554-8757 and web site: sfgov.org/ethics.

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Municipal Transportation Agency
Board of Directors
City and County of San Francisco

NOTICE OF CANCELLATION

TUESDAY, JANUARY 29, 2002
ROOM 400, CITY HALL
1 CARLTON B. GOODLETT PLAZA.

THE SPECIAL BOARD MEETING SCHEDULED FOR TUESDAY, JANUARY 29, 2002 HAS BEEN CANCELED. THE NEXT MEETING OF THE MTA BOARD OF DIRECTORS WILL BE ON TUESDAY, FEBRUARY 5.

DOCUMENTS DEPT.

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Municipal Transportation Agency
Board of Directors
City and County of San Francisco

NOTICE OF MEETING AND CALENDAR

TUESDAY, FEBRUARY 5, 2002
ROOM 400, CITY HALL
1 CARLTON B. GOODLETT PLAZA

01-31-02P04:57 RCVD

REGULAR MEETING
5:00 P.M.

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BOARD OF DIRECTORS

H. Welton Flynn, Chairman
Enid Ng Lim, Vice Chairman
Shirley Breyer Black
Mike Casey
Jose Cisneros
Cleopatra Vaughns

Michael T. Burns
DIRECTOR OF TRANSPORTATION

Roberta Boomer
BOARD SECRETARY

401 VAN NESS AVENUE-SUITE 334 -SAN FRANCISCO-CA. 94102-4524
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ACCESSIBLE MEETING POLICY

The Municipal Transportation Agency Board meeting will be held in Room 400, at 1 Carlton B. Goodlett Plaza (400 Van Ness Ave.), San Francisco, CA. The closest accessible BART station is the Civic Center Station at United Nations Plaza and Market Street. Accessible MUNI lines serving this location are: Muni Metro Lines J-Church, K-Ingleside, L-Taraval, M-Oceanview, and N-Judah at Van Ness and Civic Center Stations; 47-Van Ness; 5-Fulton; 21-Hayes; 9-San Bruno; and 71-Haight Noriega. For information about MUNI accessible services call 923-6142.

The meeting room is wheelchair accessible. Accessible curbside parking spaces have been designated on the Van Ness Avenue and McAllister Street perimeters of City Hall for mobility impaired persons. There is accessible parking available within the Civic Center Underground Parking Garage at the corner of McAllister and Polk Streets, and within the Performing Arts Parking Garage at Grove and Franklin Streets.

If you require the use of an American sign language interpreter, a sound enhancement system, or a reader during the meeting, such person or system can be made available upon request; please contact Roberta Boomer at (415) 554-6896, at least 72 hours prior to the meeting. Late requests will be honored if possible. Calendars and minutes of the meeting may be available in alternative formats; please contact Roberta Boomer at (415) 554-6896 at least 72 hours in advance of need. Written reports or background materials for calendar items are available for public inspection and copying at 401 Van Ness Ave. #334 during regular business hours.

Individuals with severe allergies, environmental illness, multiple chemical sensitivity or related disabilities should call our accessibility hotline at (415) 252-3112 to discuss meeting accessibility. In order to assist the City's efforts to accommodate such people, attendees at public meetings are reminded that other attendees may be sensitive to various chemical based products. Please help the City to accommodate these individuals.

The ringing of and use of cell phones, pagers and similar sound-producing electronic devices are prohibited at this meeting. Please be advised that the Chair may order the removal from the meeting room of any person(s) responsible for the ringing or use of a cell phone, pager, or other similar sound-producing electronic devices.

KNOW YOUR RIGHTS UNDER THE SUNSHINE ORDINANCE

Government's duty is to serve the public, reaching its decisions in full view of the public. Commissions, boards, councils and other agencies of the City and County exist to conduct the people's business. This ordinance assures that deliberations are conducted before the people and that City operations are open to the people's review.

For more information on your rights under the Sunshine ordinance (Chapter 67 of the San Francisco Administrative Code), to report a violation of the ordinance or to obtain a free copy of the ordinance, contact Donna Hall, Administrator, Sunshine Ordinance Task Force. She can be reached by calling (415) 554-7724, fax (415) 554-7854, by e-mail at Donna_Hall@ci.sf.ca.us, or in writing to #1 Carlton B. Goodlett Place, Room 409, San Francisco, CA 94102-4683.

Copies of the Sunshine Ordinance can also be obtained at the San Francisco Public Library, 100 Larkin St. or on the city's website at www.ci.sf.ca.us/bdsupvrs/sunshine.

5:00 - REGULAR MEETING

ORDER OF BUSINESS

1. Call to Order

2. Roll Call

3. Approval of Minutes

   -January 15, 2002 Regular Meeting

4. Communications

   (4.1) Announcement of prohibition of sound producing devices during the meeting.

   (4.2) Election of MTA Board Chairman and Vice Chairman pursuant to MTA Rules of Order.

5. Introduction of New or Old Business by Board Members

6. Director's Report (For discussion only)

   -Special Recognition Award
   -City College Proposed Training Partnership
   -Ongoing Muni Activities

7. Citizen's Advisory Council Report

8. Public Comment

   Members of the public may address the Board on matters that are within the Board's jurisdiction and are not on today's calendar.

THE FOLLOWING MATTERS BEFORE THE MUNICIPAL TRANSPORTATION AGENCY BOARD ARE RECOMMENDED FOR ACTION AS STATED BY THE DIRECTOR OF TRANSPORTATION, AND CITY ATTORNEY WHERE APPLICABLE. EXPLANATORY DOCUMENTS FOR ALL CONSENT AND REGULAR CALENDAR ITEMS ARE AVAILABLE FOR REVIEW AT 401 VAN NESS AVE. #334.

CONSENT CALENDAR

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(9.1) Requesting the Controller to allot funds and to draw warrants against such funds as are or will be available in payment of the following claims against MUNI:

Charles Ramirez vs. CCSF, Superior Ct. #314666 in the amount of $7,775.36 plus 7% interest

(9.2) Authorizes the Director to accept and expend up to $100,000 in funding from the California Energy Commission's Petroleum Violation Escrow Account. (Explanatory documents include a staff report and resolution.)

(9.3) Authorizing the Director to accept and expend $1,622,000 in federal CMAQ and Section 5307 capital assistance for the Bayview Connections project. (Explanatory documents include a staff report and resolution.)

(9.4) Authorizing the Director to accept and expend up to $1,875,000 in funding from the California Air Resources Board's NO_x and PM Emission Reduction Program. (Explanatory documents include a staff report and resolution.)

(9.5) Approving Amendment No. 1 to Contract No. CS-130, Procurement of Advanced Train Control Vehicle on Board Control Equipment Sets, with Alcatel Transport Automation, extending the term to September 15, 2003 with no increase in cost. . (Explanatory documents include a staff report, agreement and resolution.)

REGULAR CALENDAR

10. Review of the FY2002 Municipal Transportation Agency budget and presentation of the preliminary FY2003 budget. (Explanatory documents include a staff report.)

11. Executing Contract No. 00-812, Integrated Vehicle and Facilities Maintenance and Inventory Management System with Spear Technologies, Inc. to provide software and implementation services for an amount not to exceed $3,957,918. (Explanatory documents include a staff report, financial plan, agreement and resolution.)

12. Authorizing the Director to execute Amendment No. 1 to Contract No. CS-131, As-Needed Professional Transportation Systems Safety Consulting Services, with Transportation Resource Associates, Inc., to increase the contract amount by $460,863, for a total contract amount not to exceed $1,160,463; adding Central Station, Inc. and Eagle Eye Editing as subconsultants; and execute a perpetual License Agreement for the TransitSafe system. (Explanatory documents include a staff report, resolution, and amendment.)

ADJOURN

The Ethics Commission of the City and County of San Francisco has asked us to remind individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [SF Admin. Code Sections 16.520 - 16.534] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the Ethics Commission at 1390 Market Street, Suite 801, San Francisco, CA 94102, telephone (415) 554-9510, fax (415) 554-8757 and web site: sfgov.org/ethics.

Municipal Transportation Agency
Board of Directors
City and County of San Francisco

MINUTES

TUESDAY, FEBRUARY 5, 2002
ROOM 400, CITY HALL
1 CARLTON B. GOODLETT PLACE

REGULAR MEETING
5:00 P.M.

DOCUMENTS DEPT.

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BOARD OF DIRECTORS

H. Welton Flynn, Chairman
Enid Lim, Vice Chairman
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Michael T. Burns
DIRECTOR OF TRANSPORTATION

Roberta Boomer
BOARD SECRETARY

401 VAN NESS AVENUE-SUITE 334 -SAN FRANCISCO-CA. 94102-4524
☎(415) 554-6896 FAX (415) 554-4143

5:00 - REGULAR MEETING

ORDER OF BUSINESS

1. Call to Order

Chairman Flynn called the meeting to order at 5:05 p.m.

2. Roll Call

Present: Shirley Breyer Black
Mike Casey
Jose Cisneros
H. Welton Flynn
Enid Lim
Cleopatra Vaughns

3. Approval of Minutes

On motion to approve the minutes of the January 15, 2002 Regular Meeting: unanimously approved.

4. Communications

(4.1) Announcement of prohibition of sound producing devices during the meeting.

Chairman Flynn announced that the ringing of and use of cell phones, pagers and similar sound-producing electronic devices are prohibited at the meeting. He advised that any person responsible for the ringing or use of a cell phone, pager, or other similar sound-producing electronic devices may be removed from the meeting.

(4.2) Election of MTA Board Chairman and Vice Chairman pursuant to MTA Rules of Order.

On motion to elect H. Welton Flynn as Chairman of the Board: unanimously approved.

On motion to elect Enid Ng Lim as Vice Chairman of the Board: unanimously approved.

5. Introduction of New or Old Business by Board Members

None.

6. Director's Report (For discussion only)

-Special Recognition Award

-City College Proposed Training Partnership
-Ongoing Muni Activities

General Manager Burns gave Reggie Smith the General Manager's Special Recognition Award. Mr. Smith's primary function is to serve Muni employees who have substance abuse problems and to support people in being drug free. Mr. Smith is the epitome of "putting people first" by creating a healthy and safe place to work. Mr. Smith acknowledged Barbara Conway and staff for their support and great work. Chairman Flynn expressed his appreciation on behalf of the board.

Director Lim was recently honored in a tribute to Chinese Women for her life-long leadership in the community. Burns offered his congratulations to Director Lim.

The Muni Stakeholders Event is scheduled for February 21 at 4:00 in the Board of Supervisors Chambers. Mayor Brown and Jeff Morales, the Director of Caltrans will speak on the importance of transit in San Francisco.

The general manager stated that ads on the Breda cars will soon be appearing as allowed by the advertising contract. Staff is working with Viacom to minimize damage to the finish.

Staff recently concluded an agreement with New Jersey to loan a PCC car to San Francisco to see if it can run on the F-line prior to the purchase of additional cars. These cars could be a boon to Muni in solving a significant problem. The car is expected to arrive next Monday.

Translink Phase I began last Friday with 3,000 users. The test has gone well to date.

Charles Flintroy passed away after a lengthy illness after 28 years with Muni. He spent a majority of his time at the Cable Car Division and had been deeply involved with the Joint Labor Management Board.

Muni, TWU and City College have been working on partnership to create technical training and leadership development program for Muni employees. Suzanne Khorey and Phyllis McGuire from City College reviewed the proposed model with the Board.

Director Casey commended the program that City College developed for Local 2 members. He noted that City College has led the way in developing programs to provide relevant information to employees.

7. Citizen's Advisory Council Report

Linton Stables, Chairman, CAC noted that while the CAC had been busy, they have no recommendations to make at this time. They are currently reviewing the budget and will present their recommendations at a future meeting.

8. Public Comment

Ernestine Weiss welcomed Rev. McCray to the board and thanked the general manager for her award. She reviewed a number of recommendations that she has heard from operators, such as having restrooms at the end of the line for the 30 and 45 lines and lengthening the bus stop at Sacramento and Fillmore.

Ellen Murray spoke about schedule improvements and urged the board not to balance the budget on the backs of the operators. She advised that anything that impacts an operator's ability to drive and earn a living is not a schedule improvement.

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CONSENT CALENDAR

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(9.1) Requesting the Controller to allot funds and to draw warrants against such funds as are or will be available in payment of the following claims against MUNI:

Charles Ramirez vs. CCSF, Superior Ct. #314666 in the amount of $7,775.36 plus 7% interest

RESOLUTION 02-003

(9.2) Authorizes the Director to accept and expend up to $100,000 in funding from the California Energy Commission's Petroleum Violation Escrow Account. (Explanatory documents include a staff report and resolution.)

RESOLUTION 02-004

(9.3) Authorizing the Director to accept and expend $1,622,000 in federal CMAQ and Section 5307 capital assistance for the Bayview Connections project. (Explanatory documents include a staff report and resolution.)

RESOLUTION 02-005

(9.4) Authorizing the Director to accept and expend up to $1,875,000 in funding from the California Air Resources Board's NO_x and PM Emission Reduction Program. (Explanatory documents include a staff report and resolution.)

RESOLUTION 02-006

(9.5) Approving Amendment No. 1 to Contract No. CS-130, Procurement of Advanced Train Control Vehicle on Board Control Equipment Sets, with Alcatel Transport Automation, extending the term to September 15, 2003 with no increase in cost. . (Explanatory documents include a staff report, agreement and resolution.)

RESOLUTION 02-007

General Manager Burns noted that items 9.2, 9.3, and 9.4 were necessary to allow Muni to apply for those grants. He clarified that there was no guarantee that the money will be given for those purposes.

No public comment.

On motion to approve the consent calendar:

ADOPTED: AYES – Black, Casey, Cisneros, Flynn, Lim and Vaughns

REGULAR CALENDAR

10. Review of the FY2002 Municipal Transportation Agency budget and presentation of the preliminary FY2003 budget. (Explanatory documents include a staff report.)

General Manager Burns stated that Muni is currently looking at a $43 million problem. While Muni has a comprehensive series of proposals to respond to the deficit, he will not propose a fare increase. He is committed to meet this challenge by not laying anyone off.

Gigi Harrington, Deputy General Manager of Finance and Lisa Mancini, Chief Operations Officer presented the budget and service adjustments. Ms. Mancini stressed that the goal is to minimize the impact on riders and employees while maintaining the quality of service. Service adjustments are being considered in the South of Market Area.

Director Vaughns asked staff to provide additional detail about the reduction of staff in the Safety & Security division. She questioned the wisdom of staff reductions given the current emphasis on improved safety.

PUBLIC COMMENT:

Claire Caldwell, Secretary/Treasurer, Local-250A, is opposed to cuts in the schedule. She noted

that the Potrero division would be dismantled by these cuts with some members facing reductions of $900 a month. She noted that they can live with the adjustments at other divisions with some minor tweaking but not those proposed at Potrero.

11. Executing Contract No. 00-812, Integrated Vehicle and Facilities Maintenance and Inventory Management System with Spear Technologies, Inc. to provide software and implementation services for an amount not to exceed $3,957,918. (Explanatory documents include a staff report, financial plan, agreement and resolution.)

The commission secretary presented a revised resolution at the request of the city attorney. The changed language clarified that the board was approving the contract rather than executing the contract.

No public comment.

RESOLUTION 02-008

On motion to approve:

ADOPTED: AYES – Black, Casey, Cisneros, Flynn, Lim and Vaughns

12. Authorizing the Director to execute Amendment No. 1 to Contract No. CS-131, As-Needed Professional Transportation Systems Safety Consulting Services, with Transportation Resource Associates, Inc., to increase the contract amount by $460,863, for a total contract amount not to exceed $1,160,463; adding Central Station, Inc. and Eagle Eye Editing as subconsultants; and execute a perpetual License Agreement for the TransitSafe system. (Explanatory documents include a staff report, resolution, and amendment.)

No public comment.

RESOLUTION 02-009

On motion to approve:

ADOPTED: AYES – Black, Casey, Cisneros, Flynn, Lim and Vaughns

ADJOURN - The meeting was adjourned at 6:43 p.m.

A tape of the meeting is on file in the office of the Secretary to the Municipal Transportation Agency Board of Directors.

R. Boomer

Roberta Boomer
Board Secretary

Municipal Transportation Agency
Board of Directors
City and County of San Francisco

NOTICE OF MEETING AND CALENDAR

TUESDAY, FEBRUARY 19, 2002
ROOM 400, CITY HALL
1 CARLTON B. GOODLETT PLAZA

CLOSED SESSION
4:15 P.M.

02-14-02P04:06 RCVD

REGULAR MEETING
5:00 P.M.

DOCUMENTS DEPT.

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BOARD OF DIRECTORS

H. Welton Flynn, Chairman
Enid Ng Lim, Vice Chairman
Shirley Breyer Black
Mike Casey
Jose Cisneros
Rev. Dr. James McCray, Jr.
Cleopatra Vaughns

Michael T. Burns
DIRECTOR OF TRANSPORTATION

Roberta Boomer
BOARD SECRETARY

401 VAN NESS AVENUE-SUITE 334 -SAN FRANCISCO-CA. 94102-4524
☎(415) 554-6896 FAX (415) 554-4143

ACCESSIBLE MEETING POLICY

The Municipal Transportation Agency Board meeting will be held in Room 400, at 1 Carlton B. Goodlett Plaza (400 Van Ness Ave.), San Francisco, CA. The closest accessible BART station is the Civic Center Station at United Nations Plaza and Market Street. Accessible MUNI lines serving this location are: Muni Metro Lines J-Church, K-Ingleside, L-Taraval, M-Oceanview, and N-Judah at Van Ness and Civic Center Stations; 47-Van Ness; 5-Fulton; 21-Hayes; 9-San Bruno; and 71-Haight Noriega. For information about MUNI accessible services call 923-6142.

The meeting room is wheelchair accessible. Accessible curbside parking spaces have been designated on the Van Ness Avenue and McAllister Street perimeters of City Hall for mobility impaired persons. There is accessible parking available within the Civic Center Underground Parking Garage at the corner of McAllister and Polk Streets, and within the Performing Arts Parking Garage at Grove and Franklin Streets.

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KNOW YOUR RIGHTS UNDER THE SUNSHINE ORDINANCE

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4:15 - CLOSED SESSION

1. Call to Order

2. Roll Call

3. Public Comment

4. Discussion and vote pursuant to Administrative Code Section 67.11(a) as to whether to conduct a closed session and invoke the attorney-client privilege.

5. Pursuant to Government Code Sections 54956.9, and Administrative Code Section 67.8 (3) the Municipal Transportation Agency Board will meet in closed session to discuss attorney-client matters in the following case:

(5.1) CONFERENCE WITH LEGAL COUNSEL

Anticipated Litigation:

___X___ As defendant _____ As plaintiff

(5.2) CONFERENCE WITH LEGAL COUNSEL

Anticipated Litigation:

_____ As defendant __X__ As plaintiff

ADJOURN

5:00 - REGULAR MEETING "See revised page"

ORDER OF BUSINESS

1. Call to Order

2. Roll Call

3. Approval of Minutes

   -February 19, 2002 Regular Meeting

4. Communications

   (4.1) Announcement of prohibition of sound producing devices during the meeting.

   (4.2) Announcement of Closed Session.

   (4.3) Motion to disclose or not disclose the information discussed in closed session.

5. Introduction of New or Old Business by Board Members

6. Director's Report (For discussion only)

   -Quarterly Service Standards Report
   -Quarterly Report on Key Capital Projects
   -Muni Stakeholders Meeting
   -Ongoing Muni Activities

7. Citizen's Advisory Council Report

8. Public Comment

   Members of the public may address the Board on matters that are within the Board's jurisdiction and are not on today's calendar.

THE FOLLOWING MATTERS BEFORE THE MUNICIPAL TRANSPORTATION AGENCY BOARD ARE RECOMMENDED FOR ACTION AS STATED BY THE DIRECTOR OF TRANSPORTATION, AND CITY ATTORNEY WHERE APPLICABLE. EXPLANATORY DOCUMENTS FOR ALL CONSENT AND REGULAR CALENDAR ITEMS ARE AVAILABLE FOR REVIEW AT 401 VAN NESS AVE. #334.

5:00 - REGULAR MEETING

"revised"

ORDER OF BUSINESS

1. Call to Order

2. Roll Call

3. Approval of Minutes

   -February 5, 2002 Regular Meeting

4. Communications

   (4.1) Announcement of prohibition of sound producing devices during the meeting.

   (4.2) Announcement of Closed Session.

   (4.3) Motion to disclose or not disclose the information discussed in closed session.

5. Introduction of New or Old Business by Board Members

6. Director's Report (For discussion only)

   -Quarterly Service Standards Report
   -Quarterly Report on Key Capital Projects
   -Muni Stakeholders Meeting
   -Ongoing Muni Activities

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7. Citizen's Advisory Council Report

8. Public Comment

   Members of the public may address the Board on matters that are within the Board's jurisdiction and are not on today's calendar.

THE FOLLOWING MATTERS BEFORE THE MUNICIPAL TRANSPORTATION AGENCY BOARD ARE RECOMMENDED FOR ACTION AS STATED BY THE DIRECTOR OF TRANSPORTATION, AND CITY ATTORNEY WHERE APPLICABLE. EXPLANATORY DOCUMENTS FOR ALL CONSENT AND REGULAR CALENDAR ITEMS ARE AVAILABLE FOR REVIEW AT 401 VAN NESS AVE. #334.

CONSENT CALENDAR

9. All matters listed hereunder constitute a Consent Calendar, are considered to be routine by the Municipal Transportation Agency Board, and will be acted upon by a single vote of the Board. There will be no separate discussion of these items unless a member of the Board or the public so requests, in which event the matter shall be removed from the Consent Calendar and considered as a separate item.

(9.1) Requesting the Controller to allot funds and to draw warrants against such funds as are or will be available in payment of the following claims against MUNI:

United Financial/Sheila Williams vs. CCSF, Unlitigated Claim #01B04092 in the amount of $8,689
Coast National/Catherine Walter vs. CCSF, Unlitigated Claim #0201512 in the amount of $8,768.70
Lupe Sanchez vs. CCSF, Unlitigated Claim #00S00612 in the amount of $12,000
Marisol Quintana vs. CCSF, Superior Ct. #319041 in the amount of $15,000
Esther Cruz vs. CCSF, Superior Ct. #317100 in the amount of $35,000
Wah Keung Yee vs. CCSF, Superior Ct. #324330 in the amount of $35,000
Judith Horstman vs. CCSF, Superior Ct. #310307 in the amount of $35,001
Jesse Pantaleon vs. CCSF, Federal District Ct. #C004782MJJ in the amount of $50,000

(9.2) Accepting Contract No. MR-1180, Flynn Facility Re-Roofing, approving final Contract Modification No. 2 for a reduction to the approved contract amount by $22,225, approving the final contract amount of $1,011,018, and approving the closeout of the contract with Best Roofing and Waterproofing. (Explanatory documents include a staff report, resolution, contract modification and financial plan.)

REGULAR CALENDAR

10. Approving the FY2003 Operating Budget of $449,022,263; approving the waiver of fares on New Year's Eve 2002, authorizing the continuance of the Class Pass Program with colleges and universities in San Francisco; and certifying that the budget is adequate to make substantial progress towards meeting the goals, objectives, and performance standards established pursuant to Section 8A.103 for fiscal year 2003.

11. Rescinding MTA Resolution No. 00-071 and authorizing the jurisdictional transfer of the Southeast Treatment Plant from the Public Utilities Commission to Muni, for a cost of $2,166.64, subject to the requirement that the Municipal Railway shall be responsible for all costs related to the remediation of hazardous materials associated with the Phelps Street Substation Parcel, and finding that no revisions to the Final Environmental Impact statement and Report are required by the transfer of this property since no substantial changes or information have occurred that change the previously adopted findings. (Explanatory documents include a staff report, resolution and memo.)

ADJOURN

Municipal Transportation Agency
Board of Directors
City and County of San Francisco

MINUTES

TUESDAY, FEBRUARY 19, 2002
ROOM 400, CITY HALL
1 CARLTON B. GOODLETT PLACE

CLOSED SESSION
4:15 P.M.

REGULAR MEETING
5:00 P.M.

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BOARD OF DIRECTORS

H. Welton Flynn, Chairman
Enid Lim, Vice Chairman
Shirley Breyer Black
Mike Casey
Jose Cisneros
Rev. Dr. James McCray, Jr.
Cleopatra Vaughns

Michael T. Burns
DIRECTOR OF TRANSPORTATION

Roberta Boomer
BOARD SECRETARY

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4:15 - CLOSED SESSION

1. Call to Order

Chairman Flynn called the closed session to order at 4:27 p.m.

2. Roll Call

Present: Shirley Breyer Black
Mike Casey
Jose Cisneros
H. Welton Flynn
Enid Lim
James McCray, Jr.
Cleopatra Vaughns

Also present: Michael T. Burns, Director of Transportation
Roberta Boomer, Board Secretary
Robert Bryan, Deputy City Attorney
Lisa Mancini, Chief Operations Officer
Larry Williams, Deputy General Manger, HR/LR/EEO
Rob Stone, Deputy City Attorney
Sheryl Bregman, Deputy City Attorney
Gerri Rosen-Park, Deputy City Attorney
Jeff Gary, Worker's Compensation Manager
Quincy Norris, Worker's Comp Task Force

3. Public Comment

None.

4. Discussion and vote pursuant to Administrative Code Section 67.11(a) as to whether to conduct a closed session and invoke the attorney-client privilege.

On motion to invoke the attorney-client privilege: unanimously approved (Cisneros, McCray – absent).

5. Pursuant to Government Code Sections 54956.9, and Administrative Code Section 67.8 (3) the Municipal Transportation Agency Board will meet in closed session to discuss attorney-client matters in the following case:

(5.1) CONFERENCE WITH LEGAL COUNSEL

Anticipated Litigation:

___X___ As defendant _____ As plaintiff

(5.2) CONFERENCE WITH LEGAL COUNSEL

Anticipated Litigation:

_____ As defendant ___X___ As plaintiff

ADJOURN - The closed session was adjourned at 4:57 p.m.

5:00 - REGULAR MEETING

ORDER OF BUSINESS

1. Call to Order

Chairman Flynn called the meeting to order at 5:13 p.m. He apologized to the audience for starting the meeting late.

2. Roll Call

Present: Shirley Breyer Black
Mike Casey
Jose Cisneros
H. Welton Flynn
Enid Lim
James McCray, Jr.
Cleopatra Vaughns

3. Approval of Minutes

On motion to approve the minutes of the February 5, 2002 Regular Meeting: unanimously approved.

4. Communications

(4.1) Announcement of prohibition of sound producing devices during the meeting.

Chairman Flynn announced that the ringing of and use of cell phones, pagers and similar sound-producing electronic devices are prohibited at the meeting. He advised that any person responsible for the ringing or use of a cell phone, pager, or other similar sound-producing electronic devices may be removed from the meeting.

(4.2) Announcement of Closed Session.

Chairman Flynn announced the board met in closed session to discuss anticipated litigation with the city as defendant and with the city as plaintiff with the city attorney. The board took no action on either matter.

(4.3) Motion to disclose or not disclose the information discussed in closed session.

On motion to not disclose the information discussed: unanimously approved.

5. Introduction of New or Old Business by Board Members

None.

6. Director's Report (For discussion only)

-Quarterly Service Standards Report
-Quarterly Report on Key Capital Projects
-Muni Stakeholders Meeting
-Ongoing Muni Activities

General Manager Burns met with legislators in Washington, D.C. last week to discuss funding for Muni's Central Subway project. He noted that there is much support among the congressional delegation for the project.

Mr. Burns reminded the board about Muni's Second Annual Stakeholders Event to be held on Thursday, February 21. He presented the State of Muni report to the board. This report, along with the Vision Plan will be presented to the public at the Stakeholders Event.

Mr. Burns announced that Muni will provide extra service for the Chinese New Year's Parade as well as having a delegation in the parade.

Vince Harris, Deputy General Manager, Construction presented the Quarterly Status of Key Capital Projects Report. He reviewed progress on the Third Street Corridor.

The Service Standards Report was continued to the next meeting at the request of the Chairman.

7. Citizen's Advisory Council Report

Linton Stables, Chairman, Citizen's Advisory Council announced that the CAC has reviewed the budget and had specific recommendations which have been provided to the Board. He acknowledged the hard work of the CAC committees in developing these recommendations.

8. Public Comment

None.

THE FOLLOWING MATTERS BEFORE THE MUNICIPAL TRANSPORTATION AGENCY BOARD ARE RECOMMENDED FOR ACTION AS STATED BY THE DIRECTOR OF TRANSPORTATION, AND CITY ATTORNEY WHERE APPLICABLE. EXPLANATORY DOCUMENTS FOR ALL CONSENT AND REGULAR CALENDAR ITEMS ARE AVAILABLE FOR REVIEW AT 401 VAN NESS AVE. #334.

CONSENT CALENDAR

9. All matters listed hereunder constitute a Consent Calendar, are considered to be routine by the Municipal Transportation Agency Board, and will be acted upon by a single vote of the Board. There will be no separate discussion of these items unless a member of the Board or the public so requests, in which event the matter shall be removed from the Consent Calendar and considered as a separate item.

(9.1) Requesting the Controller to allot funds and to draw warrants against such funds as are or will be available in payment of the following claims against MUNI:

United Financial/Sheila Williams vs. CCSF, Unlitigated Claim #01B04092 in the amount of $8,689
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Lupe Sanchez vs. CCSF, Unlitigated Claim #00S00612 in the amount of $12,000
Marisol Quintana vs. CCSF, Superior Ct. #319041 in the amount of $15,000
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Jesse Pantaleon vs. CCSF, Federal District Ct. #C004782MJJ in the amount of $50,000

RESOLUTION 02-010

(9.2) Accepting Contract No. MR-1180, Flynn Facility Re-Roofing, approving final Contract Modification No. 2 for a reduction to the approved contract amount by $22,225, approving the final contract amount of $1,011,018, and approving the closeout of the contract with Best Roofing and Waterproofing. (Explanatory documents include a staff report, resolution, contract modification and financial plan.)

Chairman Flynn asked that this matter be continued pending information about warranty issues.

No public comment.

On motion to approve the Consent Calendar (Item 9.2 removed):

ADOPTED: AYES – Black, Casey, Cisneros, Flynn, Lim, McCray and Vaughns

REGULAR CALENDAR

10. Approving the FY2003 Operating Budget of $449,022,263; approving the waiver of fares on New Year's Eve 2002, authorizing the continuance of the Class Pass Program with colleges and universities in San Francisco; and certifying that the budget is adequate to make substantial progress towards meeting the goals, objectives, and performance standards established pursuant to Section 8A.103 for fiscal year 2003.

The commission secretary presented a revised resolution to board, which clarified the reference materials that contain the FY2003 budget.

General Manager Burns presented a balanced budget to the board. Muni has worked hard to find creative solutions to address the $43 million budget deficit. Muni's ground rules for this process was that no one would be laid off, there would be no fare increases, and service would be reduced only in areas where service was inefficient or where we were providing more than the demand.

Gigi Harrington, DGM, Finance, summarized the actions taken to bring budget into balance and the updated revenue projections and expenditure adjustments. This budget continues the Class Pass and the waiver of fares for New Year's Eve.

PUBLIC COMMENT:

Curtis Taylor expressed concern about the deletion of the 9139 positions rather than keeping those positions as a cost savings. His concern is that once the positions are deleted, Muni won't get them back. He has asked management to furnish a list of upper management and for justification of bonuses

Jean Ellis Jones stated that members of the Potrero division would suffer if the schedule change is put into effect. She urged the board not to cut the Potrero schedules as it would take Muni backward.

Ellen Murray, Potrero Division, urged the board to reject the budget and send it back to staff. She asked the board not to balance the budget on the back on the employees who do the work and deliver the service. She suggested staff look at the Transit Impact Development Fee as a means to increase revenue.

John Murray, Recording Secretary, TWU, Green Operator, is opposed to cuts being done on the backs of the drivers. He thinks the cuts in overtime make it more difficult for operators to live in the Bay Area. He urged the board to reject the budget and to go after people who haven't paid, such as the Transit Impact Development Fee.

Dorian Maxwell asked staff to look at the running time on the 14-Mission, calling it unsafe. He urged staff not to cut the schedule but to save money by fixing the short running times rather than spending money on accidents that result from operators pushing to meet the schedule.

Glenda LaVigne, 9139 Dispatcher, stated that deleting the 9139 positions will create adverse working conditions for the remaining people. She is opposed to the budget and to the deletion of the 9139 positions.

Wallace Johnson, 9139 Dispatcher, suggested that the mobile units be equipped with air compressors and batteries to effect a quick fix on the street. He is opposed to cuts in the operators' schedule.

Ron Mitchell is tired of operators being the scapegoat. They work hard for very little and taking money from them isn't the answer to Muni's problem. He said that the vehicles they have don't make the grade and it's tough to deal with the crowds and hills. He urged the board to not take money from the operators.

B.K. Chamberlain is concerned because the rank and file hadn't heard about the budget problems. He urged staff to start cutting at the top.

William Sisk, Chairman at Green Division, recognized that if operators don't come to work, nobody moves. He suggested that maybe the Union and the Board should conduct a separate audit to see what's really going on. He urged the board to take another look at the budget.

David Pilpel is concerned about ability of the agency to implement short-term experimental fares. He noted that full details of unfunded and deleted positions weren't available and that the CAC recommendations merit a written response. He would like to know what the deferred 5207 capital projects are. He thinks that the board can't adequately say that the budget meets Prop E. standards.

Ray Antonio, President, TWU-250A, wants to make sure that riders are interacted with in a positive manner. He suggested that managers taking a day off without pay and that sales of discount passes being managed better are two means to save money. He noted that Muni must maintain a standard of performance and that these cuts will not help Muni attain service goals.

Selwyn Woodworth spoke about ongoing maintenance problems with the ETI coaches. He's concerned with the state of these buses since they have to be driven for the next 20 years.

John Moran spoke about the misconception about maintenance overtime and the ability to provide service to the public. He added that mechanics don't have the proper tools to work on the Neoplan buses.

Larry Martin, International VP, TWU, is concerned and worried because the operators are not satisfied. He pointed out that nobody talked to them about the budget and that they have excellent suggestions about how to resolve the deficit. TWU has outstanding issues that they would like to have resolved.

Director Casey asked Chairman Flynn to recess the board meeting in order to meet with TWU to discuss a few of the issues presented. Following the recess, Chairman Flynn apologized for the delay and expressed the board's appreciation for the patience shown by the audience.

Director Casey offered two amendments to the budget. The first is to retain all positions that were slated to be deleted with the stipulation that these positions would remain vacant through the fiscal year. The second amendment would allow the March 2002 General Sign-Up at the Potrero Division to proceed without any changes to the schedule and that TWU and Muni management would come up with a plan to meet the savings target.

RESOLUTION 02-011

On motion to approve the budget as amended:

ADOPTED: AYES – Black, Casey, Cisneros, Flynn, Lim, and McCray

NAYES - Vaughns

11. Rescinding MTA Resolution No. 00-071 and authorizing the jurisdictional transfer of the Southeast Treatment Plant from the Public Utilities Commission to Muni, for a cost of $2,166.64, subject to the requirement that the Municipal Railway shall be responsible for all costs related to the remediation of hazardous materials associated with the Phelps Street Substation Parcel, and finding that no revisions to the Final Environmental Impact statement and Report are required by the transfer of this property since no substantial changes or information have occurred that change the previously adopted findings. (Explanatory documents include a staff report, resolution and memo.)

No public comment.

RESOLUTION 02-012

On motion to approve:

ADOPTED: AYES – Black, Casey, Cisneros, Flynn, Lim, McCray and Vaughns

ADJOURN - The meeting was adjourned at 7:47 p.m.

A tape of the meeting is on file in the office of the Secretary to the Municipal Transportation Agency Board of Directors.

R. Boomer

Roberta Boomer
Board Secretary

The Ethics Commission of the City and County of San Francisco has asked us to remind individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [SF Admin. Code Sections 16.520 - 16.534] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the Ethics Commission at 1390 Market Street, Suite 801, San Francisco, CA 94102, telephone (415) 554-9510, fax (415) 554-8757 and web site: sfgov.org/ethics.

Municipal Transportation Agency
Board of Directors
City and County of San Francisco

NOTICE OF CANCELLATION

TUESDAY, MARCH 5, 2002
ROOM 400, CITY HALL
1 CARLTON B. GOODLETT PLAZA.

THE BOARD MEETING SCHEDULED FOR TUESDAY, MARCH 5, 2002 HAS BEEN CANCELLED. THE NEXT MEETING OF THE MTA BOARD OF DIRECTORS WILL BE ON TUESDAY, MARCH 19.

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Municipal Transportation Agency
Board of Directors
City and County of San Francisco

NOTICE OF MEETING AND CALENDAR

TUESDAY, MARCH 19, 2002
ROOM 400, CITY HALL
1 CARLTON B. GOODLETT PLAZA

CLOSED SESSION
4:40 P.M.

REGULAR MEETING
5:00 P.M.

03-14-02 A11:31 RCVD

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BOARD OF DIRECTORS

H. Welton Flynn, Chairman
Enid Ng Lim, Vice Chairman
Shirley Breyer Black
Mike Casey
Jose Cisneros
Rev. Dr. James McCray, Jr.
Cleopatra Vaughns

03-14-02

Michael T. Burns
DIRECTOR OF TRANSPORTATION

Roberta Boomer
BOARD SECRETARY

401 VAN NESS AVENUE-SUITE 334 -SAN FRANCISCO-CA. 94102-4524
☎(415) 554-6896 FAX (415) 554-4143

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4:40 - CLOSED SESSION

1. Call to Order

2. Roll Call

3. Public Comment

4. Discussion and vote pursuant to Administrative Code Section 67.11(a) as to whether to conduct a closed session and invoke the attorney-client privilege.

5. Pursuant to Government Code Section 54956.9 and the Administrative Code Section 67.8 (3), the Municipal Transportation Agency Board will meet in Closed Session to discuss and take action on attorney-client matters in the following case:

CONFERENCE WITH LEGAL COUNSEL

Existing Litigation:

Neal and Grainne O'Hare vs. CCSF, Superior Ct. #320957 in the amount of $230,000

ADJOURN

5:00 - REGULAR MEETING

ORDER OF BUSINESS

1. Call to Order

2. Roll Call

3. Approval of Minutes

   -February 19, 2002 Regular Meeting

4. Communications

   (4.1) Announcement of prohibition of sound producing devices during the meeting.

   (4.2) Announcement of Closed Session.

   (4.3) Motion to disclose or not disclose the information discussed in closed session.

5. Introduction of New or Old Business by Board Members

6. Director's Report (For discussion only)

   -Special Recognition Award
   -Quarterly Service Standards Report
   -EEO Status report
   -Overview of the Department of Parking & Traffic
   -Ongoing Muni Activities

7. Citizen's Advisory Council Report

8. Public Comment

   Members of the public may address the Board on matters that are within the Board's jurisdiction and are not on today's calendar.

THE FOLLOWING MATTERS BEFORE THE MUNICIPAL TRANSPORTATION AGENCY BOARD ARE RECOMMENDED FOR ACTION AS STATED BY THE DIRECTOR OF TRANSPORTATION, AND CITY ATTORNEY WHERE APPLICABLE. EXPLANATORY DOCUMENTS FOR ALL CONSENT AND REGULAR CALENDAR ITEMS ARE AVAILABLE FOR REVIEW AT 401 VAN NESS AVE. #334.

CONSENT CALENDAR

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(9.1) Requesting the Controller to allot funds and to draw warrants against such funds as are or will be available in payment of the following claims for or against MUNI:

Sara Terrell vs. CCSF, Superior Ct. #323464 in the amount of $5,500
Virginia Tong vs. CCSF, Unlitigated Claim #01B04093 in the amount of $5,980.55
Heriberto Delgado vs. CCSF, Unlitigated Claim #0201703 in the amount of $6,500
Michael Wachter vs. CCSF, Unlitigated Claim #01T00591 in the amount of $6,998.20
Sarah La Rave Miller vs. CCSF, Unlitigated Claim #01C00391 in the amount of $7,375.03
Polina Rutush vs. CCSF, Unlitigated Claim #00T50721 in the amount of $9,000
Jeff Weber vs. CCSF, Unlitigated Claim #0201236 in the amount of $9,327.62
CCSF vs Louie et al, Superior Ct. #183060 in the amount of $10,573.93
Mariz Vasquez/Frias vs. CCSF, Unlitigated Claim 0103906 in the amount of $12,000
Shirley Hamilton vs. CCSF, Superior Ct. #307064 in the amount of $17,000
Semion Bakman vs. CCSF, Unlitigated Claim #0201815 in the amount of $18,407.50
Stevonno Applegate vs. CCSF, Superior Ct. #316932 in the amount of $24,206
Deborah Nettles vs. CCSF, Superior Ct. #324854 in the amount of $30,000
Charles Ortmann vs. CCSF, Superior Ct. #315546 in the amount of $35,000
Rebeca Gutierrez vs. CCSF, Superior Ct. #311596 in the amount of $40,000
Yolanda Dyer vs. CCSF, Superior Ct. #324593 in the amount of $65,000
Donald & Susan Womack vs. CCSF, Superior Ct. #309835 in the amount of $69,250
Ruth Beadner vs. CCSF, Superior Ct. #321820 in the amount of $82,500

(9.2) Accepting Contract No. MR-1180, Flynn Facility Re-Roofing, approving final Contract Modification No. 2 for a reduction to the approved contract amount by $22,225, approving the final contract amount of $1,011,018, and approving the closeout of the contract with Best Roofing and Waterproofing. (Explanatory documents include a staff report, resolution, contract modification and financial plan.)

(9.3) Ratifying and approving rides at no charge for the attendees of the 2002 American Public Transportation Association "Marketing and Communications Workshop" on Muni from Saturday, February 23 through Friday, March 1, 2002 upon presentation of proof of registration in the APTA "Marketing and Communications Workshop". (Explanatory documents include a staff report, and resolution.)

(9.4) Revising and adopting the Records Retention and Destruction Policy (dated February 19, 2002) and authorizing the Director to submit this policy to the Controller, the Retirement Board and Chief Administrative Officer; and to make future changes to the policy as required by local, state or federal laws. (Explanatory documents include a staff report, policy and resolution.)

REGULAR CALENDAR

10. Authorizing the award of Contract No. MR-1141, Third Street Light Rail Transit: King Street to 22nd Street, to Mitchell Engineering/Obayashi Corporation, as the lowest responsive and responsible bidder, in the amount of $19,926,331.91. (Explanatory documents include a staff report, resolution and financial plan.)

11. Authorizing the Director to execute Amendment No. 3 to Contract CS-116, Professional Engineering and Support Services for the Metro East Light Rail Vehicle Maintenance and Operations Facility Project, in the amount of $294,219, for a total contract amount not to exceed $8,278,593 with the Association of AGS/Gannett Fleming, Inc. (Explanatory documents include a staff report, resolution and financial plan.)

12. Adopting the Municipal Railway Transfer/Fare Receipt Policy which establishes that transfers/fare receipts shall be valid for travel on any vehicle (except Cable Cars) for at least 90 minutes but for no more than two hours after the time originally issued, and shall not be required to be surrendered to the operator of the vehicle. (Explanatory documents include a staff report and resolution.)

ADJOURN

The Ethics Commission of the City and County of San Francisco has asked us to remind individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [SF Admin. Code Sections 16.520 - 16.534] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the Ethics Commission at 1390 Market Street, Suite 801, San Francisco, CA 94102, telephone (415) 554-9510, fax (415) 554-8757 and web site: sfgov.org/ethics.

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19/02

Municipal Transportation Agency
Board of Directors
City and County of San Francisco

MINUTES

TUESDAY, MARCH 19, 2002
ROOM 400, CITY HALL
1 CARLTON B. GOODLETT PLACE

CLOSED SESSION
4:40 P.M.

REGULAR MEETING
5:00 P.M.

DOCUMENTS DEPT.

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BOARD OF DIRECTORS

H. Welton Flynn, Chairman
Enid Lim, Vice Chairman
Shirley Breyer Black
Mike Casey
Jose Cisneros
Rev. Dr. James McCray, Jr.
Cleopatra Vaughns

Michael T. Burns
DIRECTOR OF TRANSPORTATION

Roberta Boomer
BOARD SECRETARY

401 VAN NESS AVENUE-SUITE 334 -SAN FRANCISCO-CA. 94102-4524
☎(415) 554-6896 FAX (415) 554-4143

4:40 - CLOSED SESSION

1. Call to Order

Chairman Flynn called the closed session to order at 4:50 p.m.

2. Roll Call

Present: Shirley Breyer Black
Mike Casey
Jose Cisneros
H. Welton Flynn
Enid Lim
James McCray, Jr.
Cleopatra Vaughns

Also present: Michael T. Burns, Director of Transportation
Roberta Boomer, Board Secretary
Robert Bryan, Deputy City Attorney

3. Public Comment

None.

4. Discussion and vote pursuant to Administrative Code Section 67.11(a) as to whether to conduct a closed session and invoke the attorney-client privilege.

On motion to invoke the attorney-client privilege: unanimously approved.

5. Pursuant to Government Code Section 54956.9 and the Administrative Code Section 67.8 (3), the Municipal Transportation Agency Board will meet in Closed Session to discuss and take action on attorney-client matters in the following case:

CONFERENCE WITH LEGAL COUNSEL

Existing Litigation:

Neal and Grainne O'Hare vs. CCSF, Superior Ct. #320957 in the amount of $230,000

RESOLUTION 02-013

On motion to approve:

ADOPTED: AYES – Black, Casey, Cisneros, Flynn, Lim, McCray and Vaughns

ADJOURN - The closed session was adjourned at 4:55 p.m.

5:00 - REGULAR MEETING

ORDER OF BUSINESS

1. Call to Order

Chairman Flynn called the meeting to order at 5:00 p.m.

2. Roll Call

Present: Shirley Breyer Black
Mike Casey
Jose Cisneros
H. Welton Flynn
Enid Lim
James McCray, Jr.
Cleopatra Vaughns

3. Approval of Minutes

On motion to approve the minutes of the February 19, 2002 Regular Meeting: unanimously approved.

4. Communications

(4.1) Announcement of prohibition of sound producing devices during the meeting.

Chairman Flynn announced that the ringing of and use of cell phones, pagers and similar sound-producing electronic devices are prohibited at the meeting. He advised that any person responsible for the ringing or use of a cell phone, pager, or other similar sound-producing electronic devices may be removed from the meeting.

(4.2) Announcement of Closed Session.

Chairman Flynn announced the board met in closed session to discuss Neal and Grainne O'Hare vs. CCSF with the city attorney. The board voted unanimously to settle the case.

(4.3) Motion to disclose or not disclose the information discussed in closed session.

On motion to not disclose the information discussed: unanimously approved.

5. Introduction of New or Old Business by Board Members

None.

6. Director's Report (For discussion only)

-Special Recognition Award
-Quarterly Service Standards Report
-EEO Status report
-Overview of the Department of Parking & Traffic
-Ongoing Muni Activities

The General Manager introduced this month's recipient, Jonell Jacobson. Ms. Jacobson is in charge of payroll services and is responsible for 15 employees producing 4400 paychecks every 2 weeks. She has exhibited terrific leadership while the division converted to a new computerized payroll system and moved offices. Complaints from staff about payroll services have been virtually eliminated. Jonell Jacobson thanked the Board, the general manager and Ms. Harrington for the recognition. She feels fortunate to be part of an organization that is committed to public service. Chairman Flynn extended his appreciation on behalf of the board.

General Manager Burns introduced a new brochure outlining how to get a job at Muni. This brochure will be used extensively for construction outreach efforts and in hiring employees.

In the March election, voters approved Proposition 42, which permanently dedicates the gas tax to transit. Muni expects to receive $10-12 million annually in state transit assistance as a result of these revenues. The measure will take effect in 2008 and is the same formula that is currently applied to the gas tax.

On Monday, the Executive Director of the Metropolitan Transportation Commission received formal word that the air quality conformity lapse that had been in effect in the region since January had been lifted, thereby clearing the way for preliminary engineering work on the Central Subway. Director Vaughns and Cisneros, members of the Board of Supervisors and city staff attended the APTA Legislative conference in Washington, advocating for the Central Subway and bus discretionary money.

All the buses donated to the Winter Olympics have been returned. NBC did a very positive story on our buses, which we are showing to all employees, particularly to the maintenance employees who worked on those buses.

Lisa Mancini, Chief Operations Officer presented the 2nd quarter Service Standards Report. She noted that Muni has achieved the year-end target for on-time performance.

Fred Hamdun, Executive Director of the Department of Parking and Traffic presented an overview of his department and introduced his senior management team who reviewed the functions of their respective divisions.

Vernon Crawley, EEO Manager presented their quarterly report. He noted that it was a difficult quarter and asked that the report be put in context given the staffing issues that occurred. Replacements have been hired. Chairman Flynn asked that a quarter-by-quarter comparison of the training his staff is providing be included in future reports.

7. Citizen's Advisory Council Report

David Pilpel, Vice-Chair, CAC presented their report. The CAC has examined office space at Muni and is next going to focus on station operations. Shortly theywill be visiting various facilities. He acknowledged Christine Butler for her efforts as part-time staff to the CAC. The CAC feels a need to strengthen the relationship between the CAC and the board as policy items are not reviewed by CAC prior to submission to the board for approval.

8. Public Comment

Max Schweitzer, Schweitzer Consulting, urged the board to fully fund the Service Planning Division's Route Efficiency Studies. (Chairman Flynn noted that the board received his letter and had given it to the general manager for his consideration.)

THE FOLLOWING MATTERS BEFORE THE MUNICIPAL TRANSPORTATION AGENCY BOARD ARE RECOMMENDED FOR ACTION AS STATED BY THE DIRECTOR OF TRANSPORTATION, AND CITY ATTORNEY WHERE APPLICABLE. EXPLANATORY DOCUMENTS FOR ALL CONSENT AND REGULAR CALENDAR ITEMS ARE AVAILABLE FOR REVIEW AT 401 VAN NESS AVE. #334.

CONSENT CALENDAR

9. All matters listed hereunder constitute a Consent Calendar, are considered to be routine by the Municipal Transportation Agency Board, and will be acted upon by a single vote of the Board. There will be no separate discussion of these items unless a member of the Board or the public so requests, in which event the matter shall be removed from the Consent Calendar and considered as a separate item.

(9.1) Requesting the Controller to allot funds and to draw warrants against such funds as are or will be available in payment of the following claims for or against MUNI:

Sara Terrell vs. CCSF, Superior Ct. #323464 in the amount of $5,500
Virginia Tong vs. CCSF, Unlitigated Claim #01B04093 in the amount of $5,980.55
Heriberto Delgado vs. CCSF, Unlitigated Claim #0201703 in the amount of $6,500
Michael Wachter vs. CCSF, Unlitigated Claim #01T00591 in the amount of $6,998.20
Sarah La Rave Miller vs. CCSF, Unlitigated Claim #01C00391 in the amount of $7,375.03
Jeff Weber vs. CCSF, Unlitigated Claim #0201236 in the amount of $9,327.62
CCSF vs. Louie et al, Superior Ct. #183060 in the amount of $10,573.93
Mariz Vasquez/Frias vs. CCSF, Unlitigated Claim 0103906 in the amount of $12,000

Shirley Hamilton vs. CCSF, Superior Ct. #307064 in the amount of $17,000
Semion Bakman vs. CCSF, Unlitigated Claim #0201815 in the amount of $18,407.50
Stevonno Applegate vs. CCSF, Superior Ct. #316932 in the amount of $24,206
Deborah Nettles vs. CCSF, Superior Ct. #324854 in the amount of $30,000
Charles Ortmann vs. CCSF, Superior Ct. #315546 in the amount of $35,000
Rebeca Gutierrez vs. CCSF, Superior Ct. #311596 in the amount of $40,000
Yolanda Dyer vs. CCSF, Superior Ct. #324593 in the amount of $65,000
Donald & Susan Womack vs. CCSF, Superior Ct. #309835 in the amount of $69,250
Ruth Beadner vs. CCSF, Superior Ct. #321820 in the amount of $82,500

Chairman Flynn asked that the Polina Rutush vs. CCSF case be removed from the Consent Calendar and scheduled for a closed session discussion at the next board meeting. He is concerned about Muni's inability to identify the bus driver involved in the case.

RESOLUTION 02-014

(9.2) Accepting Contract No. MR-1180, Flynn Facility Re-Roofing, approving final Contract Modification No. 2 for a reduction to the approved contract amount by $22,225, approving the final contract amount of $1,011,018, and approving the closeout of the contract with Best Roofing and Waterproofing. (Explanatory documents include a staff report, resolution, contract modification and financial plan.)

Chairman Flynn asked that staff include a status report on the current state of the project and the conditions of any warranties in all future contract close out reports.

RESOLUTION 02-015

(9.3) Ratifying and approving rides at no charge for the attendees of the 2002 American Public Transportation Association "Marketing and Communications Workshop" on Muni from Saturday, February 23 through Friday, March 1, 2002 upon presentation of proof of registration in the APTA "Marketing and Communications Workshop". (Explanatory documents include a staff report, and resolution.)

PUBLIC COMMENT:

David Pilpel wondered why this wasn't presented to the CAC in advance. Chairman Flynn responded that it was an issue of timing. APTA made the request after the last board meeting; thereby no approval was possible prior to their workshop.

RESOLUTION 02-016

On motion to approve:

ADOPTED: AYES – Black, Casey, Cisneros, Flynn, Lim, McCray and Vaughns

(9.4) Revising and adopting the Records Retention and Destruction Policy (dated February 19, 2002) and authorizing the Director to submit this policy to the Controller, the Retirement Board and Chief Administrative Officer; and to make future changes to the policy as required by local, state or federal laws. (Explanatory documents include a staff report, policy and resolution.)

PUBLIC COMMENT:

David Pilpel noted that the policy hadn't been reviewed by the CAC. He is concerned about future changes being delegated to Director of Transportation and wondered if the Administrative Code allowed for such delegation.

Item 9.4 was removed from calendar and referred to Robert Bryan, Deputy City Attorney for response.

On motion to approve the Consent Calendar (Rutush case, Item 9.3 and 9.4 severed):

ADOPTED: AYES – Black, Casey, Cisneros, Flynn, Lim, McCray and Vaughns

REGULAR CALENDAR

10. Authorizing the award of Contract No. MR-1141, Third Street Light Rail Transit: King Street to 22nd Street, to Mitchell Engineering/Obayashi Corporation, as the lowest responsive and responsible bidder, in the amount of $19,926,331.91. (Explanatory documents include a staff report, resolution and financial plan.)

PUBLIC COMMENT:

Pauline Peele is a Bayview Hunter's Point resident who serves on neighborhood Citizen's Advisory Council. She's been actively involved in the project since its' inception and urged the board to approve the contract.

Doris Vincent, also on the neighborhood CAC, stated that Muni has done an excellent job of outreach to the community and she would like project to proceed.

RESOLUTION 02-017

On motion to approve:

ADOPTED: AYES – Black, Casey, Cisneros, Flynn, Lim, McCray and Vaughns

11. Authorizing the Director to execute Amendment No. 3 to Contract CS-116, Professional Engineering and Support Services for the Metro East Light Rail Vehicle Maintenance and Operations Facility Project, in the amount of $294,219, for a total contract amount not to exceed $8,278,593 with the Association of AGS/Gannett Fleming, Inc. (Explanatory documents include a staff report, resolution and financial plan.)

RESOLUTION 02-018

On motion to approve:

ADOPTED: AYES – Black, Casey, Cisneros, Flynn, Lim, McCray and Vaughns

12. Adopting the Municipal Railway Transfer/Fare Receipt Policy which establishes that transfers/fare receipts shall be valid for travel on any vehicle (except Cable Cars) for at least 90 minutes but for no more than two hours after the time originally issued, and shall not be required to be surrendered to the operator of the vehicle. (Explanatory documents include a staff report and resolution.)

Peter Straus, Manager of Service Planning, recommended the policy as it is a straight forward reflection of the current practice without any changes to cash fares. It makes the policy consistent between the rail and rubber tire fleets and with staff practice.

PUBLIC COMMENT:

David Pilpel noted that this item has not been reviewed by CAC. He asked the board to refer the matter to them for review. He is concerned that, with Proof of Payment, the transfer had to be valid for the entire trip.

Chairman Flynn continued the matter to the April 19 meeting and asked that some coordination over policy matters be developed with the CAC.

ADJOURN - The meeting was adjourned at 6:28 p.m.

A tape of the meeting is on file in the office of the Secretary to the Municipal Transportation Agency Board of Directors.

R. Boomer

Roberta Boomer
Board Secretary

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Municipal Transportation Agency
Board of Directors
City and County of San Francisco

NOTICE OF MEETING AND CALENDAR

TUESDAY, APRIL 2, 2002
ROOM 400, CITY HALL
1 CARLTON B. GOODLETT PLAZA

DOCUMENTS DEPT.

MAR 2 8 2002

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03-28-02

REGULAR MEETING
5:00 P.M.

CLOSED SESSION
Immediately following the Regular Meeting

BOARD OF DIRECTORS

H. Welton Flynn, Chairman
Enid Ng Lim, Vice Chairman
Shirley Breyer Black
Mike Casey
Jose Cisneros
Rev. Dr. James McCray, Jr.
Cleopatra Vaughns

Michael T. Burns
DIRECTOR OF TRANSPORTATION

Roberta Boomer
BOARD SECRETARY

401 VAN NESS AVENUE-SUITE 334 -SAN FRANCISCO-CA. 94102-4524
☎(415) 554-6896 FAX (415) 554-4143

ACCESSIBLE MEETING POLICY

The Municipal Transportation Agency Board meeting will be held in Room 400, at 1 Carlton B. Goodlett Plaza (400 Van Ness Ave.), San Francisco, CA. The closest accessible BART station is the Civic Center Station at United Nations Plaza and Market Street. Accessible MUNI lines serving this location are: Muni Metro Lines J-Church, K-Inglcside, L-Taraval, M-Oceanview, and N-Judah at Van Ness and Civic Center Stations; F-Market; 47-Van Ness; 5-Fulton; 21-Hayes; 9-San Bruno; and 71-Haight Noriega. For information about MUNI accessible services call 923-6142.

The meeting room is wheelchair accessible. Accessible curbside parking spaces have been designated on the Van Ness Avenue and McAllister Street perimeters of City Hall for mobility-impaired persons. There is accessible parking available within the Civic Center Underground Parking Garage at the corner of McAllister and Polk Streets, and within the Performing Arts Parking Garage at Grove and Franklin Streets.

If you require the use of an American sign language interpreter, a sound enhancement system, or a reader during the meeting, such person or system can be made available upon request; please contact Roberta Boomer at (415) 554-6896, at least 72 hours prior to the meeting. Late requests will be honored if possible. Calendars and minutes of the meeting may be available in alternative formats; please contact Roberta Boomer at (415) 554-6896 at least 72 hours in advance of need. Written reports or background materials for calendar items are available for public inspection and copying at 401 Van Ness Ave. #334 during regular business hours.

Individuals with severe allergies, environmental illness, multiple chemical sensitivity or related disabilities should call our accessibility hotline at (415) 252-3112 to discuss meeting accessibility. In order to assist the City's efforts to accommodate such people, attendees at public meetings are reminded that other attendees may be sensitive to various chemical based products. Please help the City to accommodate these individuals.

The ringing of and use of cell phones, pagers and similar sound-producing electronic devices are prohibited at this meeting. Please be advised that the Chair may order the removal from the meeting room of any person(s) responsible for the ringing or use of a cell phone, pager, or other similar sound-producing electronic devices.

KNOW YOUR RIGHTS UNDER THE SUNSHINE ORDINANCE

Government's duty is to serve the public, reaching its decisions in full view of the public. Commissions, boards, councils and other agencies of the City and County exist to conduct the people's business. This ordinance assures that deliberations are conducted before the people and that City operations are open to the people's review.

For more information on your rights under the Sunshine ordinance (Chapter 67 of the San Francisco Administrative Code), to report a violation of the ordinance or to obtain a free copy of the ordinance, contact Donna Hall, Administrator, Sunshine Ordinance Task Force. She can be reached by calling (415) 554-7724, fax (415) 554-7854, by e-mail at Donna_Hall@ci.sf.ca.us, or in writing to #1 Carlton B. Goodlett Place, Room 409, San Francisco, CA 94102-4683.

Copies of the Sunshine Ordinance can also be obtained at the San Francisco Public Library, 100 Larkin St. or on the city's website at www.ci.sf.ca.us/bdsupvrs/sunshine.

5:00 - REGULAR MEETING

ORDER OF BUSINESS

1. Call to Order

2. Roll Call

3. Approval of Minutes

   -March 19, 2002 Regular meeting

4. Communications

   (4.1) Announcement of prohibition of sound producing devices during the meeting.

5. Introduction of New or Old Business by Board Members

6. Director's Report (For discussion only)

   -Special Recognition Award
   -Ongoing Muni Activities

7. Citizen's Advisory Council Report

8. Public Comment

   Members of the public may address the Board on matters that are within the Board's jurisdiction and are not on today's calendar.

THE FOLLOWING MATTERS BEFORE THE MUNICIPAL TRANSPORTATION AGENCY BOARD ARE RECOMMENDED FOR ACTION AS STATED BY THE DIRECTOR OF TRANSPORTATION, AND CITY ATTORNEY WHERE APPLICABLE. EXPLANATORY DOCUMENTS FOR ALL CONSENT AND REGULAR CALENDAR ITEMS ARE AVAILABLE FOR REVIEW AT 401 VAN NESS AVE. #334.

CONSENT CALENDAR

9. All matters listed hereunder constitute a Consent Calendar, are considered to be routine by the Municipal Transportation Agency Board, and will be acted upon by a single vote of the Board. There will be no separate discussion of these items unless a member of the Board or the public so requests, in which event the matter shall be removed from the Consent Calendar and considered as a separate item.

(9.1) Requesting the Controller to allot funds and to draw warrants against such funds as are or will be available in payment of the following claims against MUNI:

Sandra Coleman vs. CCSF, Superior Ct. #324561 in the amount of $300
Dale Cook vs. CCSF, Unlitigated Claim #01T08881 in the amount of $5,891.12
Gregory Smith vs. CCSF, Superior Ct. #185889 in the amount of $7,250
James Williams vs. CCSF, Superior Ct. #312382 in the amount of $9,500
Robert Richards/USAA vs. CCSF, Unlitigated Claim #0201201 in the amount of $10,521.46
Barbara Mannone vs. CCSF, Superior Ct. #318890 in the amount of $15,000
Siu Ping Kwan vs. CCSF, Superior Ct. #306328 in the amount of $16,500
Baljit Sing vs. CCSF, Unlitigated Claim #0200974 in the amount of $17,000
Waylon Miller & Adam Armaz vs. CCSF, Superior Ct. #3154564 in the amount of $58,000

(9.2) Accepting Contract No. MR-1118, Modification of the Paint and Body Shops at the Geneva and Green Maintenance Facilities; approving contract modification No. 2, and approving the closeout of this contract with Jersey Constructors (Explanatory documents include a staff report, resolution, contract modification and financial plan.)

(9.3) Accepting Contract No. CS-449, As-needed Environmental Consultant Services, approving the final contract amount of $166,856.85, and approving the closeout of the contract with Environmental Science Associates. (Explanatory documents include a staff report and resolution.)

REGULAR CALENDAR

10. Adopting a position of support for Assembly Bill 2809 and Senate Bill 10c related to funding dedicated to transit systems for operating and capital needs; and recommending to the Mayor's Office of Legislative Affairs that the city also adopt a support position for the bills. (Explanatory documents include a staff report, resolution and legislation.)

11. Authorizing the Director to execute a professional services contract for a term of one year, beginning on March 26, 2002, with an option to extend for an additional year and for a total amount not to exceed $2,508,349 per year with Intercare Insurance Services, Inc. as a pilot project to provide workers' compensation claims adjusting and administrative services to the MTA. (Explanatory documents include a staff report and resolution.)

RECESS REGULAR MEETING AND CONVENE CLOSED SESSION

CLOSED SESSION

1. Call to Order

2. Roll Call

3. Discussion and vote pursuant to Administrative Code Section 67.11(a) as to whether to conduct a closed session and invoke the attorney-client privilege.

4. Pursuant to Government Code Section 54956.9 and the Administrative Code Section 67.8 (3), the Municipal Transportation Agency Board will meet in Closed Session to discuss and take action on attorney-client matters in the following case:

CONFERENCE WITH LEGAL COUNSEL

Existing Litigation:

Polina Rutush vs. CCSF, Unlitigated Claim #00T50721, filed on April 27, 2001

Itskhok Muginshteyn vs. CCSF, Superior Ct. #322683, filed on July 6, 2001

Rebecca Rowe vs. CCSF, Superior Ct. #314633, filed on August 24, 2000

Dennis, Marianne & Susan O'Connell vs. CCSF, Superior Ct. #309372, filed on January 21, 2000

ADJOURN CLOSED SESSION AND RECONVENE REGULAR MEETING

12. Announcement of Closed Session.

13. Motion to disclose or not disclose the information discussed in closed session.

ADJOURN

The Ethics Commission of the City and County of San Francisco has asked us to remind individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [SF Admin. Code Sections 16.520 - 16.534] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the Ethics Commission at 1390 Market Street, Suite 801, San Francisco, CA 94102, telephone (415) 554-9510, fax (415) 554-8757 and web site: sfgov.org/ethics.

Municipal Transportation Agency
Board of Directors
City and County of San Francisco

MINUTES

TUESDAY, APRIL 2, 2002
ROOM 400, CITY HALL
1 CARLTON B. GOODLETT PLACE

REGULAR SESSION
5:00 P.M.

CLOSED MEETING
Immediately following the Regular Meeting

BOARD OF DIRECTORS

H. Welton Flynn, Chairman
Enid Lim, Vice Chairman
Shirley Breyer Black
Mike Casey
Jose Cisneros
Rev. Dr. James McCray, Jr.
Cleopatra Vaughns

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Michael T. Burns
DIRECTOR OF TRANSPORTATION

Roberta Boomer
BOARD SECRETARY

401 VAN NESS AVENUE-SUITE 334 -SAN FRANCISCO-CA. 94102-4524
☎(415) 554-6896 FAX (415) 554-4143

5:00 - REGULAR MEETING

ORDER OF BUSINESS

1. Call to Order

Chairman Flynn called the meeting to order at 5:05 p.m.

2. Roll Call

Present: Shirley Breyer Black
Mike Casey
Jose Cisneros
H. Welton Flynn
Enid Lim
James McCray, Jr.
Cleopatra Vaughns

3. Approval of Minutes

On motion to approve the minutes of the March 19, 2002 Regular meeting: unanimously approved.

4. Communications

(4.1) Announcement of prohibition of sound producing devices during the meeting.

Chairman Flynn announced that the ringing of and use of cell phones, pagers and similar sound-producing electronic devices are prohibited at the meeting. He advised that any person responsible for the ringing or use of a cell phone, pager, or other similar sound-producing electronic devices may be removed from the meeting.

The board secretary announced that Item 10 was removed from the calendar at the request of staff.

5. Introduction of New or Old Business by Board Members

None.

6. Director's Report (For discussion only)

-Special Recognition Award
-Ongoing Muni Activities

Mr. Burns announced that the State Board of Equalization had ruled on a tax advantage for agricultural business that would have had a significant impact on revenues. Item 10 on the calendar would have mitigated the impact but a negotiated agreement had been reached as result of lobbying efforts. The compromise will result in Muni receiving approximately the same level of funding as before.

Mr. Burns announced that the federal government has completed its Triennial Review with Muni completing all items satisfactorily. It's the best review Muni has in recent years and we were commended for the speed with which we fixed the few deficiencies.

Baseball season has begun with a few exhibition games. Muni tested its' operating plan for season which provides essentially the same level of service as last year. Everything went smoothly. Service Quality Teams are helping fans and customers.

Muni's Breda Car Lease/Leaseback initiative is moving through the final stages of the legislative process. It's scheduled to be heard at the Finance Committee of the Board of Supervisors next week.

Muni is close to completing a new Mission, Vision, Values statement for the organization. Over 1200 employees participated in the drafting of this statement. A final draft statement will be circulated to the board next week

7. Citizen's Advisory Council Report

No report was made.

8. Public Comment

Bob Planthold stated that for several years, MAAC has pointed out that Muni hasn't been printing bilingual signage asking patrons to yield seats for seniors and people with disabilities. He urged these signs to be put on the new buses. He also discussed the high volume on the new buses. It's causing a disturbance in the neighborhoods and should be reset. (G.M. Burns is aware of and is working on the noise issue.)

THE FOLLOWING MATTERS BEFORE THE MUNICIPAL TRANSPORTATION AGENCY BOARD ARE RECOMMENDED FOR ACTION AS STATED BY THE DIRECTOR OF TRANSPORTATION, AND CITY ATTORNEY WHERE APPLICABLE. EXPLANATORY DOCUMENTS FOR ALL CONSENT AND REGULAR CALENDAR ITEMS ARE AVAILABLE FOR REVIEW AT 401 VAN NESS AVE. #334.

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(9.1) Requesting the Controller to allot funds and to draw warrants against such funds as are or will be available in payment of the following claims against MUNI:

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James Williams vs. CCSF, Superior Ct. #312382 in the amount of $9,500
Robert Richards/USAA vs. CCSF, Unlitigated Claim #0201201 in the amount of $10,521.46
Barbara Mannone vs. CCSF, Superior Ct. #318890 in the amount of $15,000
Siu Ping Kwan vs. CCSF, Superior Ct. #306328 in the amount of $16,500
Baljit Sing vs. CCSF, Unlitigated Claim #0200974 in the amount of $17,000
Waylon Miller & Adam Armaz vs. CCSF, Superior Ct. #3154564 in the amount of $58,000

RESOLUTION 02-019

(9.2) Accepting Contract No. MR-1118, Modification of the Paint and Body Shops at the Geneva and Green Maintenance Facilities; approving contract modification No. 2, and approving the closeout of this contract with Jersey Constructors (Explanatory documents include a staff report, resolution, contract modification and financial plan.)

RESOLUTION 02-020

(9.3) Accepting Contract No. CS-449, As-needed Environmental Consultant Services, approving the final contract amount of $166,856.85, and approving the closeout of the contract with Environmental Science Associates. (Explanatory documents include a staff report and resolution.)

RESOLUTION 02-021

No public comment.

On motion to approve the Consent Calendar:

ADOPTED: AYES – Black, Casey, Cisneros, Flynn, Lim, McCray and Vaughns

REGULAR CALENDAR

10. Adopting a position of support for Assembly Bill 2809 and Senate Bill 10c related to funding dedicated to transit systems for operating and capital needs; and recommending to the Mayor's Office of Legislative Affairs that the city also adopt a support position for the bills. (Explanatory documents include a staff report, resolution and legislation.)

Item 10 was removed from the calendar at the request of staff.

11. Authorizing the Director to execute a professional services contract for a term of one year, beginning on March 26, 2002, with an option to extend for an additional year and for a total amount not to exceed $2,508,349 per year with Intercare Insurance Services, Inc. as a pilot project to provide workers' compensation claims adjusting and administrative services to the MTA. (Explanatory documents include a staff report and resolution.)

No public comment.

Chairman Flynn asked that the contract be changed to reflect the board's policy that any substitution of a minority contractor requires approval by the MTA Board prior to the substitution.

Deputy City Attorney Bryan noted that the board could approve item with the change to the contract.

RESOLUTION 02-022

On motion to approve:

ADOPTED: AYES – Black, Casey, Cisneros, Flynn, Lim, McCray and Vaughns

RECESS REGULAR MEETING AND CONVENE CLOSED SESSION

CLOSED SESSION

1. Call to Order

Chairman Flynn called the closed session to order at 5:36 p.m.

2. Roll Call

Present: Shirley Breyer Black
Mike Casey
Jose Cisneros
H. Welton Flynn

Enid Lim
James McCray, Jr.
Cleopatra Vaughns

Also present: Michael T. Burns, Director of Transportation
Roberta Boomer, Board Secretary
Robert Bryan, Deputy City Attorney
Fred Stephens, Deputy General Manager, Maintenance
Rob Stone, Deputy City Attorney
Sally Gibson, Deputy City Attorney
Ellen Shapiro, Deputy City Attorney
Vernon Crawley, Manager, EEO Division

3. Discussion and vote pursuant to Administrative Code Section 67.11(a) as to whether to conduct a closed session and invoke the attorney-client privilege.

On motion to invoke the attorney-client privilege: unanimously approved.

4. Pursuant to Government Code Section 54956.9 and the Administrative Code Section 67.8 (3), the Municipal Transportation Agency Board will meet in Closed Session to discuss and take action on attorney-client matters in the following case:

CONFERENCE WITH LEGAL COUNSEL

Existing Litigation:

Polina Rutush vs. CCSF, Unlitigated Claim #00T50721, filed on April 27, 2001

RESOLUTION 02-023

On motion to approve:

ADOPTED: AYES – Black, Casey, Cisneros, Flynn, Lim, McCray and Vaughns

Itskhok Muginshteyn vs. CCSF, Superior Ct. #322683, filed on July 6, 2001

RESOLUTION 02-024

On motion to approve:

ADOPTED: AYES – Black, Casey, Cisneros, Flynn, Lim, McCray and Vaughns

Rebecca Rowe vs. CCSF, Superior Ct. #314633, filed on August 24, 2000

No action taken.

Dennis, Marianne & Susan O'Connell vs. CCSF, Superior Ct. #309372, filed on January 21, 2000

RESOLUTION 02-025

On motion to approve:

ADOPTED: AYES – Black, Casey, Cisneros, Flynn, Lim, McCray and Vaughns

ADJOURN CLOSED SESSION AND RECONVENE REGULAR MEETING - The closed session was adjourned at 6:09 p.m.

12. Announcement of Closed Session.

Chairman Flynn announced the board met in closed session to discuss the Rutush, Muginshteyn, Rowe and O'Connell cases with the city attorney. The board voted unanimously to settle Rutush, Muginshteyn and O'Connell cases. The board took no action on the Rowe case.

13. Motion to disclose or not disclose the information discussed in closed session.

On motion to not disclose the information discussed: unanimously approved.

ADJOURN - The meeting was adjourned at 6:10 p.m.

A tape of the meeting is on file in the office of the Secretary to the Municipal Transportation Agency Board of Directors.

R. Boomer

Roberta Boomer
Board Secretary

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4/16/02

Municipal Transportation Agency
Board of Directors
City and County of San Francisco

NOTICE OF MEETING AND CALENDAR

TUESDAY, APRIL 16, 2002
ROOM 400, CITY HALL
1 CARLTON B. GOODLETT PLAZA

CLOSED SESSION
4:50 P.M.

REGULAR MEETING
5:00 P.M.

04-11-02 PUBLIC REVIEW

BOARD OF DIRECTORS

H. Welton Flynn, Chairman
Enid Ng Lim, Vice Chairman
Shirley Breyer Black
Mike Casey
Jose Cisneros
Rev. Dr. James McCray, Jr.
Cleopatra Vaughns

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Michael T. Burns
DIRECTOR OF TRANSPORTATION

Roberta Boomer
BOARD SECRETARY

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ACCESSIBLE MEETING POLICY

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KNOW YOUR RIGHTS UNDER THE SUNSHINE ORDINANCE

Government's duty is to serve the public, reaching its decisions in full view of the public. Commissions, boards, councils and other agencies of the City and County exist to conduct the people's business. This ordinance assures that deliberations are conducted before the people and that City operations are open to the people's review.

For more information on your rights under the Sunshine ordinance (Chapter 67 of the San Francisco Administrative Code), to report a violation of the ordinance or to obtain a free copy of the ordinance, contact Donna Hall, Administrator, Sunshine Ordinance Task Force. She can be reached by calling (415) 554-7724, fax (415) 554-7854, by e-mail at Donna_Hall@ci.sf.ca.us, or in writing to #1 Carlton B. Goodlett Place, Room 409, San Francisco, CA 94102-4683.

Copies of the Sunshine Ordinance can also be obtained at the San Francisco Public Library, 100 Larkin St. or on the city's website at www.ci.sf.ca.us/bdsupvrs/sunshine.

4:50 - CLOSED SESSION

1. Call to Order

2. Roll Call

3. Public Comment

4. Discussion and vote pursuant to Administrative Code Section 67.11(a) as to whether to conduct a closed session and invoke the attorney-client privilege.

5. Pursuant to Government Code Section 54956.9 and the Administrative Code Section 67.8 (3), the Municipal Transportation Agency Board will meet in Closed Session to discuss and take action on attorney-client matters in the following case:

CONFERENCE WITH LEGAL COUNSEL

Existing Litigation:

Rebecca Rowe vs. CCSF, Superior Ct. #314633, filed on August 24, 2000

ADJOURN

5:00 - REGULAR MEETING

ORDER OF BUSINESS

1. Call to Order

2. Roll Call

3. Approval of Minutes

   -April 2, 2002 Regular Meeting

4. Communications

   (4.1) Announcement of prohibition of sound producing devices during the meeting.

   (4.2) Announcement of Closed Session.

   (4.3) Motion to disclose or not disclose the information discussed in closed session.

5. Introduction of New or Old Business by Board Members

6. Director's Report (For discussion only)

   -Review of Third Street Light Rail Outreach Program
   -Ongoing Muni Activities

7. Citizen's Advisory Council Report

8. Public Comment

   Members of the public may address the Board on matters that are within the Board's jurisdiction and are not on today's calendar.

THE FOLLOWING MATTERS BEFORE THE MUNICIPAL TRANSPORTATION AGENCY BOARD ARE RECOMMENDED FOR ACTION AS STATED BY THE DIRECTOR OF TRANSPORTATION, AND CITY ATTORNEY WHERE APPLICABLE. EXPLANATORY DOCUMENTS FOR ALL CONSENT AND REGULAR CALENDAR ITEMS ARE AVAILABLE FOR REVIEW AT 401 VAN NESS AVE. #334.

CONSENT CALENDAR

9. All matters listed hereunder constitute a Consent Calendar, are considered to be routine by the Municipal Transportation Agency Board, and will be acted upon by a single vote of the Board. There will be no separate discussion of these items unless a member of the Board or the public so requests, in which event the matter shall be removed from the Consent Calendar and considered as a separate item.

(9.1) Requesting the Controller to allot funds and to draw warrants against such funds as are or will be available in payment of the following claims against MUNI:

Sophie Allez & Charles Free vs. CCSF, Superior Ct. #185712 in the amount of $0.00
Rodessa Wakefield vs. CCSF, Unlitigated Claim #0202214 in the amount of $5,125.69
Raisa Galanter vs. CCSF, Unlitigated Claim #0200916 in the amount of $7,000
Ferguson Enterprises vs. Tank Protect & CCSF, Superior Ct. #402407 in the amount of $32,315.55
Imogene Perryman Porter vs. CCSF, Superior Ct. #315387 in the amount of $70,000

(9.2) Revising and adopting the Records Retention and Destruction Policy (dated February 19, 2002) and authorizing the Director to submit this policy to the Controller, the Retirement Board and City Administrator. (Explanatory documents include a staff report, policy and resolution.)

(9.3) Authorizing the Director to execute and file appropriate Transportation Development Act, State Transit Assistance, and AB1107, One-Half Cent Sales Tax fund applications together with all necessary supporting documents with the Metropolitan Transportation Commission of an allocation of TDA, STA, and AB1107 funds in Fiscal Year 2002-2003. (Explanatory documents include a staff report, resolution and General Counsel opinion.)

REGULAR CALENDAR

10. Approving the award of Contract No. MR-1146, Third Street Light Rail Project Traction Power Systems, to Mitchell Engineering, as the lowest responsive and responsible bidder, in the amount of $8,442,733. (Explanatory documents include a staff report, resolution and financial plan.)

ADJOURN

The Ethics Commission of the City and County of San Francisco has asked us to remind individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [SF Admin. Code Sections 16.520 - 16.534] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the Ethics Commission at 1390 Market Street, Suite 801, San Francisco, CA 94102, telephone (415) 554-9510, fax (415) 554-8757 and web site: sfgov.org/ethics.

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Municipal Transportation Agency
Board of Directors
City and County of San Francisco

MINUTES

TUESDAY, APRIL 16, 2002
ROOM 400, CITY HALL
1 CARLTON B. GOODLETT PLACE

CLOSED MEETING
4:50 P.M.

REGULAR SESSION
5:00 P.M.

BOARD OF DIRECTORS

H. Welton Flynn, Chairman
Enid Lim, Vice Chairman
Shirley Breyer Black
Mike Casey
Rev. Dr. James McCray, Jr.
Cleopatra Vaughns

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4:50 - CLOSED SESSION

1. Call to Order

Chairman Flynn called the closed session to order at 4:52 p.m.

2. Roll Call

Present: Shirley Breyer Black
Mike Casey
H. Welton Flynn
Enid Lim
James McCray, Jr.
Cleopatra Vaughns

Also present: Michael T. Burns, Director of Transportation
Roberta Boomer, Board Secretary
Robert Bryan, Deputy City Attorney
Sallie Gibson, Deputy City Attorney

3. Public Comment

None.

4. Discussion and vote pursuant to Administrative Code Section 67.11(a) as to whether to conduct a closed session and invoke the attorney-client privilege.

On motion to invoke the attorney-client privilege: unanimously approved (Casey-absent).

5. Pursuant to Government Code Section 54956.9 and the Administrative Code Section 67.8 (3), the Municipal Transportation Agency Board will meet in Closed Session to discuss and take action on attorney-client matters in the following case:

CONFERENCE WITH LEGAL COUNSEL

Existing Litigation:

Rebecca Rowe vs. CCSF, Superior Ct. #314633, filed on August 24, 2000

RESOLUTION 02-026

On motion to approve:

ADOPTED: AYES – Black, Flynn, Lim, McCray and Vaughns

ABSENT – Casey

ADJOURN - The closed session was adjourned at 4:59 p.m.

5:00 - REGULAR MEETING

ORDER OF BUSINESS

1. Call to Order

Chairman Flynn called the meeting to order at 5:00 p.m.

2. Roll Call

Present: Shirley Breyer Black
Mike Casey
H. Welton Flynn
Enid Lim
James McCray, Jr.
Cleopatra Vaughns

3. Approval of Minutes

On motion to approve the minutes of the April 2, 2002 Regular Meeting: unanimously approved (Casey-absent).

4. Communications

(4.1) Announcement of prohibition of sound producing devices during the meeting.

Chairman Flynn announced that the ringing of and use of cell phones, pagers and similar sound-producing electronic devices are prohibited at the meeting. He advised that any person responsible for the ringing or use of a cell phone, pager, or other similar sound-producing electronic devices may be removed from the meeting.

(4.2) Announcement of Closed Session.

Chairman Flynn announced the board met in closed session to discuss Rowe vs. CCSF with the city attorney. The board voted unanimously to settle the case (Casey-absent).

(4.3) Motion to disclose or not disclose the information discussed in closed session.

On motion to not disclose the information discussed: unanimously approved (Casey-absent).

The board secretary announced that Item 10 was removed from the calendar at the request of staff.

5. Introduction of New or Old Business by Board Members

None.

6. Director's Report (For discussion only)

-Review of Third Street Light Rail Outreach Program
-Ongoing Muni Activities

General Manager Burns announced that Muni's Breda lease-leaseback item was approved by the Board of Supervisors. Gigi Harrington and her team deserve special recognition and thanks for seeing this complicated transaction through the process so successfully. The transaction is expected to close by the end of the week and is expected to net approximately $38 million. Staff will return to the board with a request for a supplemental appropriation to expend these funds for specific projects.

Chairman Flynn asked that staff prioritize the list of projects when the supplemental is returned to the board.

The "Train the Trainer Program" began on April 15 with 10 people. The training is expected to be finished by May 17 thereby meeting Muni's commitment to have the training complete by the beginning of the fiscal year.

Muni's alternative fuels pilot project is at the end of its first six-month testing phase. Over the next three weeks, Muni will be working with the Alternative Fuels Independent Oversight Committee and various stakeholders to review the draft. The item will be formally presented to the MTA Board on May 7th. Muni hopes to have general consensus by the end of May on the next steps in the process.

The baseball season officially began on April 5th with 9 home games. Muni service worked well with only one problem on April 9th that had a minor impact on ballpark service.

On Thursday, April 25 Muni will celebrate the completion of the Muni Key Stop Project and the Duboce Bikeway project with the Department of Parking and Traffic and the Muni Accessibility Advisory Committee. This project marks Muni's fulfillment of a promise to ensure that the light rail system is accessible under the ADA.

On Saturday, April 27th, six teams will compete for the opportunity to represent Muni in this year's International Rail Rodeo, which will be held in Baltimore later this year. Muni finished second in the international event last year, which was a great achievement especially since Muni has not participated regularly in recent years.

Muni is taking action to reduce the volume on bus announcements and turn signals. We are working with the manufacturer to give some audible warning of right turn without keeping the

neighborhood awake. We are also changing the announcement protocols to reduce the volume earlier in the evening.

Vince Harris reviewed the Construction Outreach Program for the Third Street Light Rail Program. The goal of this program is to maximize employment and contracting opportunities for the neighborhoods.

Chairman Flynn stressed that Muni must give sincere assistance to minority contractors. He suggested that staff look into what could be done with general contractors to make them help their subcontractors. He is also concerned about the bonding difficulties that subcontractors experience. General Manager Burns understands the issues raised and will provide details to the board when these contracts come for approval.

7. Citizen's Advisory Council Report

Linton Stables reviewed the items that the CAC considered this past month. They passed a resolution in support of the Parking and Control Officers joining the MTA pursuant to Prop. E. They recommend that Muni's transfer policy be approved and took no position on the Records Retention Policy. They will forward their recommendations for service on the 39-Coit line to the board. On Saturday, April 27, they will be touring Muni facilities and will end up at the Roadeo.

8. Public Comment

None.

THE FOLLOWING MATTERS BEFORE THE MUNICIPAL TRANSPORTATION AGENCY BOARD ARE RECOMMENDED FOR ACTION AS STATED BY THE DIRECTOR OF TRANSPORTATION, AND CITY ATTORNEY WHERE APPLICABLE. EXPLANATORY DOCUMENTS FOR ALL CONSENT AND REGULAR CALENDAR ITEMS ARE AVAILABLE FOR REVIEW AT 401 VAN NESS AVE. #334.

CONSENT CALENDAR

9. All matters listed hereunder constitute a Consent Calendar, are considered to be routine by the Municipal Transportation Agency Board, and will be acted upon by a single vote of the Board. There will be no separate discussion of these items unless a member of the Board or the public so requests, in which event the matter shall be removed from the Consent Calendar and considered as a separate item.

(9.1) Requesting the Controller to allot funds and to draw warrants against such funds as are or will be available in payment of the following claims against MUNI:

Sophie Allez & Charles Free vs. CCSF, Superior Ct. #185712 in the amount of $0.00
Rodessa Wakefield vs. CCSF, Unlitigated Claim #0202214 in the amount of $5,125.69

Raisa Galanter vs. CCSF, Unlitigated Claim #0200916 in the amount of $7,000
Ferguson Enterprises vs. Tank Protect & CCSF, Superior Ct. #402407 in the amount of $32,315.55
Imogene Perryman Porter vs. CCSF, Superior Ct. #315387 in the amount of $70,000

RESOLUTION 02-027

(9.2) Revising and adopting the Records Retention and Destruction Policy (dated February 19, 2002) and authorizing the Director to submit this policy to the Controller, the Retirement Board and City Administrator. (Explanatory documents include a staff report, policy and resolution.)

RESOLUTION 02-028

(9.3) Authorizing the Director to execute and file appropriate Transportation Development Act, State Transit Assistance, and AB1107, One-Half Cent Sales Tax fund applications together with all necessary supporting documents with the Metropolitan Transportation Commission of an allocation of TDA, STA, and AB1107 funds in Fiscal Year 2002-2003. (Explanatory documents include a staff report, resolution and General Counsel opinion.)

RESOLUTION 02-029

No public comment.

On motion to approve the consent calendar:

ADOPTED: AYES – Black, Casey, Flynn, Lim, McCray and Vaughns

REGULAR CALENDAR

10. Approving the award of Contract No. MR-1146, Third Street Light Rail Project Traction Power Systems, to Mitchell Engineering, as the lowest responsive and responsible bidder, in the amount of $8,442,733. (Explanatory documents include a staff report, resolution and financial plan.)

This item was removed from the calendar at the request of staff.

ADJOURN - The meeting was adjourned at 5:39 p.m.

A tape of the meeting is on file in the office of the Secretary to the Municipal Transportation Agency Board of Directors.

R. Boomer

Roberta Boomer
Board Secretary

Municipal Transportation Agency
Board of Directors
City and County of San Francisco

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NOTICE OF MEETING AND CALENDAR

TUESDAY, MAY 7, 2002
ROOM 400, CITY HALL
1 CARLTON B. GOODLETT PLAZA

REGULAR MEETING
5:00 P.M.

CLOSED SESSION
Immediately following the Regular Meeting

BOARD OF DIRECTORS

H. Welton Flynn, Chairman
Enid Ng Lim, Vice Chairman
Shirley Breyer Black
Mike Casey
Rev. Dr. James McCray, Jr.
Cleopatra Vaughns

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KNOW YOUR RIGHTS UNDER THE SUNSHINE ORDINANCE

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5:00 - REGULAR MEETING

ORDER OF BUSINESS

1. Call to Order

2. Roll Call

3. Approval of Minutes

   -April 16, 2002 Regular Meeting

4. Communications

   (4.1) Announcement of prohibition of sound producing devices during the meeting.

5. Introduction of New or Old Business by Board Members

6. Director's Report (For discussion only)

   -Special Recognition Award
   -EEO Quarterly Status report
   -Ongoing Muni Activities

7. Citizen's Advisory Council Report

8. Public Comment

   Members of the public may address the Board on matters that are within the Board's jurisdiction and are not on today's calendar.

THE FOLLOWING MATTERS BEFORE THE MUNICIPAL TRANSPORTATION AGENCY BOARD ARE RECOMMENDED FOR ACTION AS STATED BY THE DIRECTOR OF TRANSPORTATION, AND CITY ATTORNEY WHERE APPLICABLE. EXPLANATORY DOCUMENTS FOR ALL CONSENT AND REGULAR CALENDAR ITEMS ARE AVAILABLE FOR REVIEW AT 401 VAN NESS AVE. #334.

CONSENT CALENDAR

9. All matters listed hereunder constitute a Consent Calendar, are considered to be routine by the Municipal Transportation Agency Board, and will be acted upon by a single vote of the Board. There will be no separate discussion of these items unless a member of the Board or the public so requests, in which event the matter shall be removed from the Consent Calendar and considered as a separate item.

(9.1) Requesting the Controller to allot funds and to draw warrants against such funds as are or will be available in payment of the following claims against MUNI:

Eleanor Lupino vs. CCSF, Superior Ct. #315866 in the amount of $0.00
Johnson Zhang vs. CCSF, Superior Ct. #313867 in the amount of $2,500
Kiilu Nyasha vs. CCSF, Superior Ct. #186-201 in the amount of $7,500
Wilma White vs. CCSF, Superior Ct. #319767 in the amount of $8,000
Gershon Gannot vs. CCSF, Unlitigated #01T0655 in the amount of $8,596.75
Sandra Vila vs. CCSF, Superior Ct. #319386 in the amount of $17,500
Kimberly Fernandez vs. CCSF, Superior Ct. #318784 in the amount of $30,000

(9.2) Approving the plans and specifications and authorizing the Director to advertise bid call for Contract No. MR-1144, Third Street Light Rail Transit Project: Donner Avenue to Hester Avenue. (Explanatory documents include a staff report, resolution and financial plan.)

REGULAR CALENDAR

10. Certifying that the 2002/2003 fiscal year budget of the Department of Parking and Traffic, previously approved by the Parking and Traffic Commission, meets the goals and objectives of the Municipal Transportation Agency. (Explanatory documents include a staff report, resolution and financial plan.)

11. Adopting the Municipal Railway Transfer/Fare Receipt Policy which establishes that transfers/fare receipts shall be valid for travel on any vehicle (except Cable Cars) for at least 90 minutes but for no more than two hours after the time originally issued, and shall not be required to be surrendered to the operator of the vehicle. (Explanatory documents include a staff report and resolution.)

12. Approving the award of Contract No. MR-1146, Third Street Light Rail Project Traction Power Systems, to Mitchell Engineering, as the lowest responsive and responsible bidder, in the amount of $8,442,733. (Explanatory documents include a staff report, resolution and financial plan.)

13. Awarding Contract No. 1185, Integrated Scheduling Software and Operator Dispatch System with Trapeze Software Corporation to provide software and implementation services for an amount not to exceed $2,981,455. (Explanatory documents include a staff report, resolution, agreement and financial plan.)

14. Authorizing the Director to execute Modification No. 2 to Contract CS-113 with Cornerstone Concilium, Inc./Parsons Brinckerhoff Quade and Douglas, Inc. (A Joint Venture), to provide support services for the procurement of 95 option vehicles from Neoplan USA, at a cost not to exceed $1,249,101, for a total contract amount not to exceed $3,453,071. (Explanatory documents include a staff report, resolution and contract modification.)

RECESS REGULAR MEETING AND CONVENE CLOSED SESSION

CLOSED SESSION

1. Call to Order

2. Roll Call

3. Discussion and vote pursuant to Administrative Code Section 67.11(a) as to whether to conduct a closed session and invoke the attorney-client privilege.

4. Pursuant to Government Code Section 54956.9 and the Administrative Code Section 67.8 (3), the Municipal Transportation Agency Board will meet in Closed Session to discuss and take action on attorney-client matters in the following case:

CONFERENCE WITH LEGAL COUNSEL

Existing Litigation:

Christopher and Susan Swain vs. CCSF, Superior Ct. #315452, filed on 9/29/00

Bayview Hunters Point Community Activists vs. MUNI, U.S. District Ct. #C010750THE, filed on February 21, 2001

5. Pursuant to Government Code Sections 54956.9, and Administrative Code Section 67.8 (3) the Municipal Transportation Agency Board will meet in closed session to discuss attorney-client matters in the following case:

CONFERENCE WITH LEGAL COUNSEL

Anticipated Litigation:

_____ As defendant __X__ As plaintiff

ADJOURN CLOSED SESSION AND RECONVENE REGULAR MEETING

15. Announcement of Closed Session.

16. Motion to disclose or not disclose the information discussed in closed session.

ADJOURN

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Municipal Transportation Agency
Board of Directors
City and County of San Francisco

MINUTES

TUESDAY, MAY 7, 2002
ROOM 400, CITY HALL
1 CARLTON B. GOODLETT PLACE

REGULAR SESSION
5:00 P.M.

CLOSED MEETING
Immediately after the Regular Meeting

DOCUMENTS DEPT.

MAY 16 2002

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PUBLIC LIBRARY

BOARD OF DIRECTORS

H. Welton Flynn, Chairman
Enid Lim, Vice Chairman
Shirley Breyer Black
Mike Casey
Rev. Dr. James McCray, Jr.
Cleopatra Vaughns

Michael T. Burns
DIRECTOR OF TRANSPORTATION

Roberta Boomer
BOARD SECRETARY

401 VAN NESS AVENUE-SUITE 334 -SAN FRANCISCO-CA. 94102-4524
☎(415) 554-6896 FAX (415) 554-4143

5:00 - REGULAR MEETING

ORDER OF BUSINESS

1. Call to Order

Chairman Flynn called the meeting to order at 5:05 p.m.

2. Roll Call

Present: Shirley Breyer Black
Mike Casey
H. Welton Flynn
Enid Lim
James McCray, Jr.
Cleopatra Vaughns

3. Approval of Minutes

On motion to approve the minutes of the April 16, 2002 Regular Meeting: unanimously approved (McCray-absent).

4. Communications

(4.1) Announcement of prohibition of sound producing devices during the meeting.

Chairman Flynn announced that the ringing of and use of cell phones, pagers and similar sound-producing electronic devices are prohibited at the meeting. He advised that any person responsible for the ringing or use of a cell phone, pager, or other similar sound-producing electronic devices may be removed from the meeting.

5. Introduction of New or Old Business by Board Members

None.

6. Director's Report (For discussion only)

-Special Recognition Award
-EEO Quarterly Status report
-Ongoing Muni Activities

Arthur Olivar was presented with this month's Special Recognition Award. He located a young mentally challenged boy who had disappeared earlier in the day from his school. The child's parents called Mr. Olivar's prompt action an "act of heroism". Mr. Olivar is a terrific example of

how employees make a difference in the community and he serves as a model for all employees. Mr. Olivar noted that any operator in his position would have done the same thing and he shares the award with all employees. Chairman Flynn expressed appreciation on behalf of the board and noted that Mr. Olivar's actions raises the bar for all operators. Ray Antonio joined Muni in recognizing his good deeds and is especially proud because Mr. Olivar was one of his line trainees.

General Manager Burns introduced Jose Cisneros as the Deputy General Manager of Capital Planning and Legislative Affairs. He will be responsible for long range planning, coordinating state and federal legislative advocacy efforts, Muni's marketing plan, and real estate.

General Manager Burns revealed a new color scheme for Muni's bus fleet. Muni has undergone many changes over the past few years and we hope the new colors will represent the positive difference in service. Muni is planning to phase in the color scheme to avoid unnecessary expense. Directors were given the opportunity to review the new color scheme prior to the board meeting.

On Sunday, April 28, approximately 150 Muni employees and family attended a production of "Ain't Misbehaving" as part of an ongoing effort to build our internal community. It was a fun event and we look forward to more opportunities for Muni employees to get together.

On May 15, Muni will start a new shuttle service for residents of the Bayview Hunter's Point neighborhood. This pilot project will operate on Wednesdays with the route going from the Bayview Hunter's Point neighborhood, past San Francisco General Hospital and terminating at the Farmer's Market. This initiative is the result of the work of the Bayview Hunter's Point Health Task Force and will use Muni's alternate fuel vehicles.

Muni's 7th Annual Rail Roadeo was held on April 27. This year we had eight operators in the Operator Competition, and six teams in the Maintainer Competition. The winning team of operators was Chi Hau, Paul Lee, and Michael Postell. The top maintenance team is Danilo Geronimo, Petronio Ancheta and San Gee. They will compete in Baltimore at the APTA Rail Roadeo in June.

After years of planning and community outreach, Muni will break ground on the Third Street Light Rail project. The official ceremony will be on Tuesday, May 28, 11a.m. at the Caltrain Station.

The Caltrain Joint Powers Board passed their FY2003 budget, which included a cut in funding for the 80x, 81x, and 82x Shuttle Buses. Shuttle service will cease in late summer if the JPB budget remains unchanged. Muni will get the word out to riders about the proposed changes and other Muni services available to them as options.

In the early morning of April 21, Muni and BART engaged in an Emergency Preparedness Drill with a simulated release of hazardous gas. The purpose of the drill was to evaluate existing

procedures and improve coordination among agencies. Muni will assess the information gathered and will be continuing drills such as these as part of our emergency preparedness plan.

Vernon Crawley, Manager, EEO presented the EEO Quarterly report. Chairman Flynn noted that if the harassment cases shown for this quarter are the same cases from the last quarter, then Muni has a real problem. Mr. Crawley stated that all allegations are taken seriously and he would include additional information about the disposition of these cases when he brings the next quarterly report to the board.

7. Citizen's Advisory Council Report

Linton Stables, Chairman, Citizen's Advisory Council, urged Muni to replace the track bedding at Carl in Cole valley to reduce noise. Joan Downey, another CAC member and President, Cole Valley Improvement Association, presented signatures from the neighbors asking Muni to reduce noise and vibration. She said the noise is deafening and the vibrations are unacceptable. She asked Muni to keep the Cole Valley Improvement Association informed about Muni's plan. Mr. Stables also noted that Muni's vehicle list is out of date.

8. Public Comment

Barry Taranto, is a United taxicab driver who has worked with the city on many parking and traffic issues. He is upset over an incident that occurred on April 16 where he feels he was harassed by an inspector. There is an ongoing situation at the bus stop at Polk and O'Farrell and he would like a reasonable solution to be worked out.

THE FOLLOWING MATTERS BEFORE THE MUNICIPAL TRANSPORTATION AGENCY BOARD ARE RECOMMENDED FOR ACTION AS STATED BY THE DIRECTOR OF TRANSPORTATION, AND CITY ATTORNEY WHERE APPLICABLE. EXPLANATORY DOCUMENTS FOR ALL CONSENT AND REGULAR CALENDAR ITEMS ARE AVAILABLE FOR REVIEW AT 401 VAN NESS AVE. #334.

CONSENT CALENDAR

9. All matters listed hereunder constitute a Consent Calendar, are considered to be routine by the Municipal Transportation Agency Board, and will be acted upon by a single vote of the Board. There will be no separate discussion of these items unless a member of the Board or the public so requests, in which event the matter shall be removed from the Consent Calendar and considered as a separate item.

(9.1) Requesting the Controller to allot funds and to draw warrants against such funds as are or will be available in payment of the following claims against MUNI:

Eleanor Lupino vs. CCSF, Superior Ct. #315866 in the amount of $0.00
Johnson Zhang vs. CCSF, Superior Ct. #313867 in the amount of $2,500

Kiilu Nyasha vs. CCSF, Superior Ct. #186-201 in the amount of $7,500
Wilma White vs. CCSF, Superior Ct. #319767 in the amount of $8,000
Gershon Gannot vs. CCSF, Unlitigated #01T0655 in the amount of $8,596.75
Sandra Vila vs. CCSF, Superior Ct. #319386 in the amount of $17,500
Kimberly Fernandez vs. CCSF, Superior Ct. #318784 in the amount of $30,000

RESOLUTION 02-030

(9.2) Approving the plans and specifications and authorizing the Director to advertise bid call for Contract No. MR-1144, Third Street Light Rail Transit Project: Donner Avenue to Hester Avenue. (Explanatory documents include a staff report, resolution and financial plan.)

RESOLUTION 02-031

No public comment.

On motion to approve the Consent Calendar:

ADOPTED: AYES – Black, Casey, Flynn, Lim, and Vaughns

ABSENT - McCray

REGULAR CALENDAR

10. Certifying that the 2002/2003 fiscal year budget of the Department of Parking and Traffic, previously approved by the Parking and Traffic Commission, meets the goals and objectives of the Municipal Transportation Agency. (Explanatory documents include a staff report, resolution and financial plan.)

No public comment.

Julia Dawson, Finance & Administration for the Department of Parking & Traffic reviewed the DPT Capital and Operating budgets including revenue and expenditures.

The item was continued to the May 21 board meeting.

11. Adopting the Municipal Railway Transfer/Fare Receipt Policy which establishes that transfers/fare receipts shall be valid for travel on any vehicle (except Cable Cars) for at least 90 minutes but for no more than two hours after the time originally issued, and shall not be required to be surrendered to the operator of the vehicle. (Explanatory documents include a staff report and resolution.)

No public comment.

RESOLUTION 02-032

On motion to approve:

ADOPTED: AYES – Black, Casey, Flynn, Lim, McCray and Vaughns

12. Approving the award of Contract No. MR-1146, Third Street Light Rail Project Traction Power Systems, to Mitchell Engineering, as the lowest responsive and responsible bidder, in the amount of $8,442,733. (Explanatory documents include a staff report, resolution and financial plan.)

Public Comment:

Ronald Losch is opposed to awarding the contract to Mitchell as he doesn't think they are a qualified DBE and there is a discrepancy in their annual sales figures and the amount of work Mitchell says it has on hand. He urged Muni to be scrupulous in examining DBE contractors and thinks that the contract shouldn't be awarded until Muni completes an evaluation of the discrepancies.

At the request of staff, the board continued Item 12 until after the closed session. When the board reconvened the regular meeting, they announced that item 12 would be continued for two weeks to the May 21 meeting agenda.

13. Awarding Contract No. 1185, Integrated Scheduling Software and Operator Dispatch System with Trapeze Software Corporation to provide software and implementation services for an amount not to exceed $2,981,455. (Explanatory documents include a staff report, resolution, agreement and financial plan.)

No public comment.

Pacifico Paculba, General Superintendent of Schedules reviewed the calendar item.

RESOLUTION 02-033

On motion to approve:

ADOPTED: AYES – Black, Casey, Flynn, Lim, McCray and Vaughns

14. Authorizing the Director to execute Modification No. 2 to Contract CS-113 with Cornerstone Concilium, Inc./Parsons Brinckerhoff Quade and Douglas, Inc. (A Joint Venture), to provide support services for the procurement of 95 option vehicles from Neoplan USA, at a cost not to exceed $1,249,101, for a total contract amount not to exceed $3,453,071. (Explanatory documents include a staff report, resolution and contract modification.)

No public comment.

RESOLUTION 02-034

On motion to approve:

ADOPTED: AYES – Black, Casey, Flynn, Lim, McCray and Vaughns

RECESS REGULAR MEETING AND CONVENE CLOSED SESSION

CLOSED SESSION

1. Call to Order

Chairman Flynn called the closed session to order at 6:27 p.m.

2. Roll Call

Present: Shirley Breyer Black
Mike Casey
H. Welton Flynn
Enid Lim
James McCray, Jr.
Cleopatra Vaughns

Also present: Michael T. Burns, Director of Transportation
Roberta Boomer, Board Secretary
Robert Bryan, Deputy City Attorney
Lisa Mancini, Chief Operations Officer
Jose Cisneros, Deputy General Manager, Capital Planning
Laura Spanjian, Government Relations Officer
Andre Boursse, Contract Compliance Officer
Ken Jew, Manager of Project Management
Dennis Tsai, Third Street Program Manager
Sue Olive, Project Manager
Kerstin Magary, Senior Project Manager
Andrew Chang, Deputy City Attorney
Ellen Shapiro, Deputy City Attorney
Robin Reitzes, Deputy City Attorney
Don Margolis, Deputy City Attorney
Amy Brown, Deputy City Attorney
Martin Greenman, Deputy City Attorney

3. Discussion and vote pursuant to Administrative Code Section 67.11(a) as to whether to

conduct a closed session and invoke the attorney-client privilege.

On motion to invoke the attorney-client privilege: unanimously approved.

4. Pursuant to Government Code Section 54956.9 and the Administrative Code Section 67.8 (3), the Municipal Transportation Agency Board will meet in Closed Session to discuss and take action on attorney-client matters in the following case:

CONFERENCE WITH LEGAL COUNSEL

Existing Litigation:

Christopher and Susan Swain vs. CCSF, Superior Ct. #315452, filed on 9/29/00

RESOLUTION 02-035

On motion to approve:

ADOPTED: AYES – Black, Casey, Flynn, Lim, McCray and Vaughns

Bayview Hunters Point Community Activists vs. MUNI, U.S. District Ct. #C010750THE, filed on February 21, 2001

RESOLUTION 02-036

On motion to approve:

ADOPTED: AYES – Black, Casey, Flynn, Lim, McCray and Vaughns

5. Pursuant to Government Code Sections 54956.9, and Administrative Code Section 67.8 (3) the Municipal Transportation Agency Board will meet in closed session to discuss attorney-client matters in the following case:

CONFERENCE WITH LEGAL COUNSEL

Anticipated Litigation:

_____ As defendant __X__ As plaintiff

ADJOURN CLOSED SESSION AND RECONVENE REGULAR MEETING - The closed session was adjourned at 7:07 p.m.

15. Announcement of Closed Session.

Chairman Flynn announced the board met in closed session to discuss the Swain and Earthjustice cases with the city attorney. The board voted unanimously to settle the cases. They also met for a conference with legal council about anticipated litigation with the city as plaintiff. There was no action taken.

16. Motion to disclose or not disclose the information discussed in closed session.

On motion to not disclose the information discussed: unanimously approved.

ADJOURN - The meeting was adjourned at 7:09 p.m.

A tape of the meeting is on file in the office of the Secretary to the Municipal Transportation Agency Board of Directors.

R. Boomer

Roberta Boomer
Board Secretary

The Ethics Commission of the City and County of San Francisco has asked us to remind individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [SF Admin. Code Sections 16.520 - 16.534] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the Ethics Commission at 1390 Market Street, Suite 801, San Francisco, CA 94102, telephone (415) 554-9510, fax (415) 554-8757 and web site: sfgov.org/ethics.

Municipal Transportation Agency
Board of Directors
City and County of San Francisco

NOTICE OF MEETING AND CALENDAR

TUESDAY, MAY 21, 2002
ROOM 400, CITY HALL
1 CARLTON B. GOODLETT PLAZA

REGULAR MEETING
5:00 P.M.

CLOSED SESSION
Immediately following the Regular Meeting

05-16-02

DOCUMENTS DEPT.

MAY 16 2002

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BOARD OF DIRECTORS

H. Welton Flynn, Chairman
Enid Ng Lim, Vice Chairman
Shirley Breyer Black
Mike Casey
Rev. Dr. James McCray, Jr.
Cleopatra Vaughns

Michael T. Burns
DIRECTOR OF TRANSPORTATION

Roberta Boomer
BOARD SECRETARY

401 VAN NESS AVENUE-SUITE 334 -SAN FRANCISCO-CA. 94102-4524
☎(415) 554-6896 FAX (415) 554-4143

ACCESSIBLE MEETING POLICY

The Municipal Transportation Agency Board meeting will be held in Room 400, at 1 Carlton B. Goodlett Plaza (400 Van Ness Ave.), San Francisco, CA. The closest accessible BART station is the Civic Center Station at United Nations Plaza and Market Street. Accessible MUNI lines serving this location are: Muni Metro Lines J-Church, K-Ingleside, L-Taraval, M-Oceanview, and N-Judah at Van Ness and Civic Center Stations; F-Market; 47-Van Ness; 5-Fulton; 21-Hayes; 9-San Bruno; and 71-Haight Noriega. For information about MUNI accessible services call 923-6142.

The meeting room is wheelchair accessible. Accessible curbside parking spaces have been designated on the Van Ness Avenue and McAllister Street perimeters of City Hall for mobility-impaired persons. There is accessible parking available within the Civic Center Underground Parking Garage at the corner of McAllister and Polk Streets, and within the Performing Arts Parking Garage at Grove and Franklin Streets.

If you require the use of an American sign language interpreter, a sound enhancement system, or a reader during the meeting, such person or system can be made available upon request; please contact Roberta Boomer at (415) 554-6896, at least 72 hours prior to the meeting. Late requests will be honored if possible. Calendars and minutes of the meeting may be available in alternative formats; please contact Roberta Boomer at (415) 554-6896 at least 72 hours in advance of need. Written reports or background materials for calendar items are available for public inspection and copying at 401 Van Ness Ave. #334 during regular business hours.

Individuals with severe allergies, environmental illness, multiple chemical sensitivity or related disabilities should call our accessibility hotline at (415) 252-3112 to discuss meeting accessibility. In order to assist the City's efforts to accommodate such people, attendees at public meetings are reminded that other attendees may be sensitive to various chemical based products. Please help the City to accommodate these individuals.

The ringing of and use of cell phones, pagers and similar sound-producing electronic devices are prohibited at this meeting. Please be advised that the Chair may order the removal from the meeting room of any person(s) responsible for the ringing or use of a cell phone, pager, or other similar sound-producing electronic devices.

KNOW YOUR RIGHTS UNDER THE SUNSHINE ORDINANCE

Government's duty is to serve the public, reaching its decisions in full view of the public. Commissions, boards, councils and other agencies of the City and County exist to conduct the people's business. This ordinance assures that deliberations are conducted before the people and that City operations are open to the people's review.

For more information on your rights under the Sunshine ordinance (Chapter 67 of the San Francisco Administrative Code), to report a violation of the ordinance or to obtain a free copy of the ordinance, contact Donna Hall, Administrator, Sunshine Ordinance Task Force. She can be reached by calling (415) 554-7724, fax (415) 554-7854, by e-mail at Donna_Hall@ci.sf.ca.us, or in writing to #1 Carlton B. Goodlett Place, Room 409, San Francisco, CA 94102-4683.

Copies of the Sunshine Ordinance can also be obtained at the San Francisco Public Library, 100 Larkin St. or on the city's website at www.ci.sf.ca.us/bdsupvrs/sunshine.

5:00 - REGULAR MEETING

ORDER OF BUSINESS

1. Call to Order

2. Roll Call

3. Approval of Minutes

   -May 7, 2002 Regular Meeting

4. Communications

   (4.1) Announcement of prohibition of sound producing devices during the meeting.

5. Introduction of New or Old Business by Board Members

6. Director's Report (For discussion only)

   -Service Standards Quarterly Report
   -Mission Vision Values Statement
   -Overview of the Alternate Fuels Demonstration Project
   -Ongoing Muni Activities

7. Citizen's Advisory Council Report

8. Public Comment

   Members of the public may address the Board on matters that are within the Board's jurisdiction and are not on today's calendar.

THE FOLLOWING MATTERS BEFORE THE MUNICIPAL TRANSPORTATION AGENCY BOARD ARE RECOMMENDED FOR ACTION AS STATED BY THE DIRECTOR OF TRANSPORTATION, AND CITY ATTORNEY WHERE APPLICABLE. EXPLANATORY DOCUMENTS FOR ALL CONSENT AND REGULAR CALENDAR ITEMS ARE AVAILABLE FOR REVIEW AT 401 VAN NESS AVE. #334.

CONSENT CALENDAR

9. All matters listed hereunder constitute a Consent Calendar, are considered to be routine by the Municipal Transportation Agency Board, and will be acted upon by a single vote of the Board. There will be no separate discussion of these items unless a member of the Board or the public so requests, in which event the matter shall be removed from the Consent Calendar and considered as a separate item.

(9.1) Requesting the Controller to allot funds and to draw warrants against such funds as are or will be available in payment of the following claims against MUNI:

Russell Williams vs. CCSF, Superior Ct. #316694 in the amount of $7,500
Rosaliya Vinogradsky vs. CCSF, Superior Ct. #313757 in the amount of $7,500
Reliance National Insurance vs. CCSF, Superior Ct. #310047 in the amount of $8,500

(9.2) Accepting Contract No. CS-109, As-needed Vehicle Fleet Engineering Services, approving the final contract amount of $420,522.24, and approving the closeout of the contract with Lea + Elliott, Inc. (Explanatory documents include a staff report, and resolution.)

(9.3) Accepting Contract No.1121R, Bus Stop Improvement Project, Phase 1, approving Contract Modification No. 2, which reduces the Contract by $4,634, for a final contract amount of $641,241, and extending the contract duration by an additional 44 calendar days to September 21, 2001, and authorizing the release of final retention to Stacy and Witbeck Inc. (Explanatory documents include a staff report, and resolution.)

REGULAR CALENDAR

10. Certifying that the 2002/2003 fiscal year budget of the Department of Parking and Traffic, previously approved by the Parking and Traffic Commission, meets the goals and objectives of the Municipal Transportation Agency. (Explanatory documents include a staff report, resolution and financial plan.)

RECESS REGULAR MEETING AND CONVENE CLOSED SESSION

CLOSED SESSION

1. Call to Order

2. Roll Call

3. Discussion and vote pursuant to Administrative Code Section 67.11(a) as to whether to conduct a closed session and invoke the attorney-client privilege.

4. Pursuant to Government Code Sections 54956.9, and Administrative Code Section 67.8 (3) the Municipal Transportation Agency Board will meet in closed session to discuss attorney-client matters in the following cases:

CONFERENCE WITH LEGAL COUNSEL

Anticipated Litigation:

__X__ As defendant __X__ As plaintiff

ADJOURN CLOSED SESSION AND RECONVENE REGULAR MEETING

11. Announcement of Closed Session.

12. Motion to disclose or not disclose the information discussed in closed session.

13. Approving the award of Contract No. MR-1146, Third Street Light Rail Project Traction Power Systems, to Mitchell Engineering, as the lowest responsive and responsible bidder, in the amount of $8,442,733. (Explanatory documents include a staff report, resolution and financial plan.)

(This item was continued from the May 7 meeting.)

ADJOURN

The Ethics Commission of the City and County of San Francisco has asked us to remind individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [SF Admin. Code Sections 16.520 - 16.534] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the Ethics Commission at 1390 Market Street, Suite 801, San Francisco, CA 94102, telephone (415) 554-9510, fax (415) 554-8757 and web site: sfgov.org/ethics.

Municipal Transportation Agency
Board of Directors
City and County of San Francisco

MINUTES

TUESDAY, MAY 21, 2002
ROOM 400, CITY HALL
1 CARLTON B. GOODLETT PLACE

REGULAR SESSION
5:00 P.M.

CLOSED MEETING
Immediately after the Regular Meeting

DOCUMENTS DEPT.

MAY 3 0 2002

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BOARD OF DIRECTORS

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Michael T. Burns
DIRECTOR OF TRANSPORTATION

Roberta Boomer
BOARD SECRETARY

401 VAN NESS AVENUE-SUITE 334 -SAN FRANCISCO-CA. 94102-4524
☎(415) 554-6896 FAX (415) 554-4143

5:00 - REGULAR MEETING

ORDER OF BUSINESS

1. Call to Order

Chairman Flynn called the meeting to order at 5:05 p.m.

2. Roll Call

Present: Shirley Breyer Black
Mike Casey
H. Welton Flynn
Enid Lim
Cleopatra Vaughns

Absent: James McCray, Jr.

3. Approval of Minutes

On motion to approve the minutes of the May 7, 2002 Regular Meeting: unanimously approved. (McCray-absent)

4. Communications

(4.1) Announcement of prohibition of sound producing devices during the meeting.

Chairman Flynn announced that the ringing of and use of cell phones, pagers and similar sound-producing electronic devices are prohibited at the meeting. He advised that any person responsible for the ringing or use of a cell phone, pager, or other similar sound-producing electronic devices may be removed from the meeting.

The board secretary announced that Item 13, Traction Power Systems would be continued at the request of staff.

5. Introduction of New or Old Business by Board Members

None

6. Director's Report (For discussion only)

-Service Standards Quarterly Report
-Mission Vision Values Statement
-Overview of the Alternate Fuels Demonstration Project
-Ongoing Muni Activities

This past week Muni started the 78-Bayview shuttle pilot project, which will run every Wednesday from 10 a.m. to 2 p.m. This project is the result of a multi-department task force put together by Mayor Brown and Supervisor Maxwell to improve health opportunities and options for residents of the Bayview Hunters Point district. The official kick-off will be held on Wednesday, May 29 at 11 a.m. at 3rd and Palou.

On Tuesday, May 28, Muni will officially break ground on the mainline portion of the Third Street Light Rail Project. Elected representatives who will be in attendance include Congresswoman Pelosi, Mayor Brown and members of the Board of Supervisors. The event will be held at 4th and King streets at 11:00 a.m.

Muni service for Bay to Breakers was as much of a challenge as the race was for participants. Even though Muni had a good service plan, with the rain and cold, everyone wanted to leave as soon as race was over so waits were longer than usual. The rain and the race made traffic difficult with the usual 38 minute drive back to the start taking as much as 55 minutes.

Michael Burns presented Muni's budget to the Board of Supervisors Budget committee. Muni staff attended all district hearings on the budget. There were few issues raised.

Chairman Flynn asked that the Key Capital Projects Report be discussed at the next board meeting.

Lisa Mancini, Chief Operations Officer, presented the Service Standards Quarterly Report.

Larry Williams, Deputy General Manager, Human Relations presented Muni's Mission Vision Values Statement.

Michael Burns presented the Alternative Fuels Demonstration Project. He reviewed the 11-point agreement and the findings of the project to date. At this point, reliability is a critical factor for alternative fuel buses. Muni staff will continue to test these buses to see if they can improve reliability. Staff will also explore LNG buses and will develop an implementation strategy for approval by the board within the next 6 months. Staff will report back in November 2002.

Ina Shlez, Department of the Environment, and a member of the Independent Oversight Committee commented on the process and results of the Alternative Fuel Pilot Project. She stated that enough data exists for Muni to make a decision and that further delays in purchasing new buses are damaging to public health. She stated that the report lacks objectivity, seems biased toward diesel buses with particulate matter traps and doesn't address Muni's need to replace older buses.

Director Casey asked for copies of the IOC's report. In response to a request by Director Casey, Marty Mellara, lead engineer on the project noted that fuel cell technology is probably ten to fifteen years away.

7. Citizen's Advisory Council Report.

There was no CAC report presented.

8. Public Comment

David Pilpel discussed the Alternative Fuel Pilot Project and vehicle availability list. He noted that the CAC is waiting for a response on a number of other issues. He noted that the CAC needs to have a better understanding of how DPT matters will be handled by CAC. (Michael Burns responded to the issues raised by Mr. Pilpel and noted that the CAC Chairman has been participating on the DPT merger task force.)

Dave Snyder, Exec Director, San Francisco Bicycle Coalition, introduced himself and expressed his eager anticipation of the merger. He is optimistic that, given the recent improvements made at Muni, San Francisco will have a safer environment. He noted that there is a bicycle plan that will propose the ability to bike to every neighborhood in San Francisco. He would like to present it to MTA Board. (Chairman Flynn asked Mr. Snyder to outline his suggestions for the board. Director Casey said that the board would welcome a presentation on the bicycle plan.)

Ray Antonio, President 250-A commented on the service standards. One thing that affects unscheduled absences is that operators use their sick leave before they retire. He suggested that the city look at buying back unused sick leave. He noted that TWU is generally in favor of the Mission Vision Values Statement and would like to see old attitudes change, beginning at the top. Operators who participated in the Alternative Fuel testing program are concerned about a lack of power, slower take-offs and issues regarding safety and security.

Roger Capilos, Kirkland Safety Representative, has been involved in testing both the natural gas and hybrid buses. Operators are more comfortable with the hybrid buses. The CNG buses are heavy, exhausting to drive and because they are slow to accelerate, they might increase accidents. He thinks there could be serious problems if Muni went with CNG buses and that it would be detrimental to Muni and to serving our passengers.

THE FOLLOWING MATTERS BEFORE THE MUNICIPAL TRANSPORTATION AGENCY BOARD ARE RECOMMENDED FOR ACTION AS STATED BY THE DIRECTOR OF TRANSPORTATION, AND CITY ATTORNEY WHERE APPLICABLE. EXPLANATORY DOCUMENTS FOR ALL CONSENT AND REGULAR CALENDAR ITEMS ARE AVAILABLE FOR REVIEW AT 401 VAN NESS AVE. #334.

CONSENT CALENDAR

9. All matters listed hereunder constitute a Consent Calendar, are considered to be routine by the Municipal Transportation Agency Board, and will be acted upon by a single vote of the Board. There will be no separate discussion of these items unless a member of the Board or the public so

requests, in which event the matter shall be removed from the Consent Calendar and considered as a separate item.

(9.1) Requesting the Controller to allot funds and to draw warrants against such funds as are or will be available in payment of the following claims against MUNI:

Russell Williams vs. CCSF, Superior Ct. #316694 in the amount of $7,500
Rosaliya Vinogradsky vs. CCSF, Superior Ct. #313757 in the amount of $7,500
Reliance National Insurance vs. CCSF, Superior Ct. #310047 in the amount of $8,500

RESOLUTION 02-037

(9.2) Accepting Contract No. CS-109, As-needed Vehicle Fleet Engineering Services, approving the final contract amount of $420,522.24, and approving the closeout of the contract with Lea + Elliott, Inc. (Explanatory documents include a staff report, and resolution.)

RESOLUTION 02-038

(9.3) Accepting Contract No.1121R, Bus Stop Improvement Project, Phase 1, approving Contract Modification No. 2, which reduces the Contract by $4,634, for a final contract amount of $641,241, and extending the contract duration by an additional 44 calendar days to September 21, 2001, and authorizing the release of final retention to Stacy and Witbeck Inc. (Explanatory documents include a staff report, and resolution.)

RESOLUTION 02-039

No public comment.

On motion to approve the Consent Calendar:

ADOPTED: AYES – Black, Casey, Flynn, Lim, and Vaughns

ABSENT - McCray

REGULAR CALENDAR

10. Certifying that the 2002/2003 fiscal year budget of the Department of Parking and Traffic, previously approved by the Parking and Traffic Commission, meets the goals and objectives of the Municipal Transportation Agency. (Explanatory documents include a staff report, resolution and financial plan.)

No public comment.

Chairman Flynn expressed concern regarding certifying the budget without knowing if it was

adequate to accomplish the goals and objectives of the department. He asked that the item be continued.

Robert Bryan stated that the reason the DPT budget was before the board was due to language in Proposition E.

RECESS REGULAR MEETING AND CONVENE CLOSED SESSION

CLOSED SESSION

1. Call to Order

Chairman Flynn called the closed session to order at 7:05 p.m.

2. Roll Call

Present: Shirley Breyer Black
Mike Casey
H. Welton Flynn
Enid Lim
Cleopatra Vaughns

Absent: James McCray, Jr.

Also present: Michael T. Burns, Director of Transportation
Roberta Boomer, Board Secretary
Robert Bryan, Deputy City Attorney
Lisa Mancini, Chief Operations Officer

3. Discussion and vote pursuant to Administrative Code Section 67.11(a) as to whether to conduct a closed session and invoke the attorney-client privilege.

On motion to invoke the attorney-client privilege: unanimously approved (McCray-absent).

4. Pursuant to Government Code Sections 54956.9, and Administrative Code Section 67.8 (3) the Municipal Transportation Agency Board will meet in closed session to discuss attorney-client matters in the following cases:

CONFERENCE WITH LEGAL COUNSEL

Anticipated Litigation:

___X___ As defendant __X__ As plaintiff

ADJOURN CLOSED SESSION AND RECONVENE REGULAR MEETING - The closed session was adjourned at 7:36 p.m.

11. Announcement of Closed Session.

Chairman Flynn announced the board met in closed session to discuss anticipated litigation with the city as plaintiff and with the city as defendant with the city attorney. The board took no action.

12. Motion to disclose or not disclose the information discussed in closed session.

On motion to not disclose the information discussed: unanimously approved (McCray-absent).

13. Approving the award of Contract No. MR-1146, Third Street Light Rail Project Traction Power Systems, to Mitchell Engineering, as the lowest responsive and responsible bidder, in the amount of $8,442,733. (Explanatory documents include a staff report, resolution and financial plan.)

This item was continued at the request of staff.

ADJOURN - The meeting was adjourned at 7:38 p.m.

A tape of the meeting is on file in the office of the Secretary to the Municipal Transportation Agency Board of Directors.

R. Boomer

Roberta Boomer
Board Secretary

The Ethics Commission of the City and County of San Francisco has asked us to remind individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [SF Admin. Code Sections 16.520 - 16.534] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the Ethics Commission at 1390 Market Street, Suite 801, San Francisco, CA 94102, telephone (415) 554-9510, fax (415) 554-8757 and web site: sfgov.org/ethics.

Municipal Transportation Agency
Board of Directors
City and County of San Francisco

NOTICE OF MEETING AND CALENDAR

TUESDAY, JUNE 4, 2002
ROOM 400, CITY HALL
1 CARLTON B. GOODLETT PLAZA

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JUN 3 2002
SAN FRANCISCO
PUBLIC LIBRARY

REGULAR MEETING
5:00 P.M.

BOARD OF DIRECTORS

H. Welton Flynn, Chairman
Enid Ng Lim, Vice Chairman
Shirley Breyer Black
Mike Casey
Rev. Dr. James McCray, Jr.
Cleopatra Vaughns

Michael T. Burns
DIRECTOR OF TRANSPORTATION

Roberta Boomer
BOARD SECRETARY

401 VAN NESS AVENUE-SUITE 334 -SAN FRANCISCO-CA. 94102-4524
☎(415) 554-6896 FAX (415) 554-4143

ACCESSIBLE MEETING POLICY

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KNOW YOUR RIGHTS UNDER THE SUNSHINE ORDINANCE

Government's duty is to serve the public, reaching its decisions in full view of the public. Commissions, boards, councils and other agencies of the City and County exist to conduct the people's business. This ordinance assures that deliberations are conducted before the people and that City operations are open to the people's review.

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5:00 - REGULAR MEETING

ORDER OF BUSINESS

1. Call to Order

2. Roll Call

3. Approval of Minutes

   -May 21, 2002 Regular Meeting

4. Communications

   (4.1) Announcement of prohibition of sound producing devices during the meeting.

5. Introduction of New or Old Business by Board Members

6. Director's Report (For discussion only)

   -Special Recognition Award
   -Quarterly Report on Key Capital Projects
   -Ongoing Muni Activities

7. Citizen's Advisory Council Report

8. Public Comment

   Members of the public may address the Board on matters that are within the Board's jurisdiction and are not on today's calendar.

THE FOLLOWING MATTERS BEFORE THE MUNICIPAL TRANSPORTATION AGENCY BOARD ARE RECOMMENDED FOR ACTION AS STATED BY THE DIRECTOR OF TRANSPORTATION, AND CITY ATTORNEY WHERE APPLICABLE. EXPLANATORY DOCUMENTS FOR ALL CONSENT AND REGULAR CALENDAR ITEMS ARE AVAILABLE FOR REVIEW AT 401 VAN NESS AVE. #334.

CONSENT CALENDAR

9. All matters listed hereunder constitute a Consent Calendar, are considered to be routine by the Municipal Transportation Agency Board, and will be acted upon by a single vote of the Board. There will be no separate discussion of these items unless a member of the Board or the public so requests, in which event the matter shall be removed from the Consent Calendar and considered as a separate item.

(9.1) Requesting the Controller to allot funds and to draw warrants against such funds as are or will be available in payment of the following claims against MUNI:

Rizalino Jimenez vs. CCSF, Unlitigated Claim #01T0312 in the amount of $6,000
Howard Yano vs. CCSF, Unlitigated Claim #01Z0091 in the amount of $8,710.62
Petra Andersson vs. CCSF, Superior Ct. #406333 in the amount of $16,000
Daniel Burrie vs. CCSF, Superior Ct. #309847 in the amount of $16,500
Jaime Morales vs CCSF, Superior Ct. #400457 in the amount of $22,500

(9.2) Approving the plans and specifications and authorizing the Director of Transportation to advertise bid call for Contract No. MR-1142, Third Street Light Rail Transit Project: 22nd Street to Jerrold Avenue. (Explanatory documents include a staff report, resolution and financial plan.)

(9.3) Authorizing the Director to accept and expend $514,664 of Carl Moyer Program funds for the purpose of retrofitting 15 diesel buses with exhaust gas recirculation and particulate filter equipment. (Explanatory documents include a staff report and resolution.)

(9.4) Authorizing the Director to accept and expend $478,000 of TFCA Program Manager funds for the purpose of implanting natural gas infrastructure in support of future natural gas buses, as part of Muni's "CNG Facility Conversion" capital project. (Explanatory documents include a staff report and resolution.)

(9.5) Authorizing the Director to accept and expend $50,000 in 2001 Emergency Supplemental Appropriations Act for Recovery from and Response to Terrorist Attacks on the United States funds for Emergency Preparedness Drills. (Explanatory documents include a staff report and resolution.)

(9.6) Requesting the Board of Supervisors to concur with the Controller's certification that it is more economical for the Municipal Transportation Agency to contract for facility security services than to provide the same services with City and County employees for fiscal year 2002-2003. (Explanatory documents include a staff report, certification and resolution.)

(9.7) Approving extending the time for award of Contract No. MR-1146, Third Street Light Rail Project Traction Power Systems, by 90 days, to and including September 6, 2002. (Explanatory documents include a staff report and resolution.)

REGULAR CALENDAR

10. Certifying that the 2002/2003 fiscal year and capital budgets of the Department of Parking and Traffic, based on the approval by the Parking and Traffic Commission, is adequate to make substantial progress towards meeting the goals, objectives, and performance standards of the Municipal Transportation Agency (Explanatory documents include a budget and resolution.)

11. Authorizing the award of Contract No. MR-1184: Potrero and Presidio Yards Feeder Upgrade, to Abbett Electric Corporation, the lowest responsive and responsible bidder, for a total contract amount of $887,000. (Explanatory documents include a staff report, resolution and financial plan.)

ADJOURN

Municipal Transportation Agency
Board of Directors
City and County of San Francisco

NOTICE OF MEETING AND CALENDAR ADDENDUM

DOCUMENTS DEPT.
JUN 4 2002
SAN FRANCISCO
PUBLIC LIBRARY

TUESDAY, JUNE 4, 2002
ROOM 400, CITY HALL
1 CARLTON B. GOODLETT PLAZA

CLOSED SESSION
Immediately following the Regular Meeting

BOARD OF DIRECTORS

H. Welton Flynn, Chairman
Enid Ng Lim, Vice Chairman
Shirley Breyer Black
Mike Casey
Rev. Dr. James McCray, Jr.
Cleopatra Vaughns

Michael T. Burns
DIRECTOR OF TRANSPORTATION

Roberta Boomer
BOARD SECRETARY

401 VAN NESS AVENUE-SUITE 334 -SAN FRANCISCO-CA. 94102-4524
☎(415) 554-6896 FAX (415) 554-4143

RECESS REGULAR MEETING AND CONVENE CLOSED SESSION

CLOSED SESSION

1. Call to Order

2. Roll Call

3. Discussion and vote pursuant to Administrative Code Section 67.11(a) as to whether to conduct a closed session and invoke the attorney-client privilege.

4. Pursuant to Government Code Section 54957.6(a) and Administrative Code Section 67.8, the Municipal Transportation Agency Board shall meet in closed session for:

CONFERENCE WITH LABOR NEGOTIATOR

CCSF Representative: Larry Williams and/or his designees

Employee Organizations:

TWU, Local 250-A

To discuss:

_X_ Wages
____ Hours
_X_ Benefits
____ Working Conditions
____ Other

ADJOURN CLOSED SESSION AND RECONVENE REGULAR MEETING

12. Announcement of Closed Session

(12.1) Initiation of public disclosure of amendment to Memorandum of Understanding with TWU-250-A pursuant to Section 8A.104(p) of the City Charter.

13. Motion to disclose or not disclose the information discussed in closed session.

ADJOURN

San Francisco Municipal Railway

return to MTA 2002 agendas and minutes

MTA BOARD MEETING MINUTES
TUESDAY, JUNE 4, 2002
ROOM 400, CITY HALL
400 VAN NESS AVENUE
1 DR. CARLTON B. GOODLETT PLACE

5:00 - REGULAR MEETING

ORDER OF BUSINESS

1. Call to Order

Chairman Flynn called the meeting to order at 5:06 p.m.

2. Roll Call

Present: Shirley Breyer Black
Mike Casey
H. Welton Flynn
Enid Lim
James McCray, Jr.
Cleopatra Vaughns

3. Approval of Minutes

On motion to approve the minutes of the May 21, 2002 Regular Meeting: unanimously approved.

4. Communications

(4.1) Announcement of prohibition of sound producing devices during the meeting.

Chairman Flynn announced that the ringing of and use of cell phones, pagers and similar sound-producing electronic devices are prohibited at the meeting. He advised that any person responsible for the ringing or use of a cell phone, pager, or other similar sound-producing electronic devices may be removed from the meeting.

The Board Secretary announced that amendments to the Rules of Order would be presented

to the board for consideration at the June 18 meeting. Pursuant to the Board's Rules of Order, a ten-day notice must be posted prior to adoption.

5. Introduction of New or Old Business by Board Members

None.

6. Director's Report (For discussion only)

- Special Recognition Award
- Quarterly Report on Key Capital Projects
- Ongoing Muni Activities

Director Burns presented three radio commercials for the "Our ComMUNIty" Campaign. As of last week, ads were played on all major radio stations three times per day. The ads capture the same themes of community and service and are a way to continue the campaign in more intimate way.

The Third Street Corridor Groundbreaking event at Caltrain Station was a festive and well-attended event. Many federal, state and local officials attended and Muni received positive news coverage of the ceremony.

Director Burns reviewed two external surveys recently completed. Both the Controller's Citizens Survey and the one done by Rescue Muni showed that Muni continues to improve in quality. These surveys help identify problem areas and target goals to address those areas.

Approximately 125 senior managers are meeting at a "Senior Management Advance" to discuss issues and challenges and to establish FY03 goals.

Lisa Mancini, Chief Operating Officer discussed the power failure in the subway that occurred on Monday, June 10. A voltage monitoring system failed which was replaced. An apology was posted at all stations. Currently, all systems are okay. Ms. Mancini also discussed a fire on a 54-Felton bus as a result of a flat tire. No passengers were on coach at the time.

Chairman Flynn noted that in Quarterly Report on Key Capital Projects, projects were listed as complete, which, to the average reader, means it's done. In fact, the project may not be closed out yet. Vince Harris suggested that future report could distinguish between projects that were substantially completed vs. fully closed-out.

Director Vaughns congratulated the Director of Transportation for the cover story in "Mass Transit" magazine. The article was excellent.

7. Citizen's Advisory Council Report

No report was made.

8. Public Comment

No public comment.

THE FOLLOWING MATTERS BEFORE THE MUNICIPAL TRANSPORTATION AGENCY BOARD ARE RECOMMENDED FOR ACTION AS STATED BY THE DIRECTOR OF TRANSPORTATION, AND CITY ATTORNEY WHERE APPLICABLE. EXPLANATORY DOCUMENTS FOR ALL CONSENT AND REGULAR CALENDAR ITEMS ARE AVAILABLE FOR REVIEW AT 401 VAN NESS AVE. #334.

CONSENT CALENDAR

9. All matters listed hereunder constitute a Consent Calendar, are considered to be routine by the Municipal Transportation Agency Board, and will be acted upon by a single vote of the Board. There will be no separate discussion of these items unless a member of the Board or the public so requests, in which event the matter shall be removed from the Consent Calendar and considered as a separate item.

(9.1) Requesting the Controller to allot funds and to draw warrants against such funds as are or will be available in payment of the following claims against MUNI:

- Rizalino Jimenez vs. CCSF, Unlitigated Claim #01T0312 in the amount of $6,000
- Howard Yano vs. CCSF, Unlitigated Claim #01Z0091 in the amount of $8,710.62
- Petra Andersson vs. CCSF, Superior Court #406333 in the amount of $16,000
- Daniel Burrie vs. CCSF, Superior Court #309847 in the amount of $16,500
- Jaime Morales vs CCSF, Superior Court #400457 in the amount of $22,500

RESOLUTION 02-040

(9.2) Approving the plans and specifications and authorizing the Director of Transportation to advertise bid call for Contract No. MR-1142, Third Street Light Rail Transit Project: 22nd Street to Jerrold Avenue. (Explanatory documents include a staff report, resolution and financial plan.)

RESOLUTION 02-041

(9.3) Authorizing the Director to accept and expend $514,664 of Carl Moyer Program funds for the purpose of retrofitting 15 diesel buses with exhaust gas recirculation and particulate filter equipment. (Explanatory documents include a staff report and resolution.)

RESOLUTION 02-042

(9.4) Authorizing the Director to accept and expend $478,000 of TFCA Program Manager funds for the purpose of implanting natural gas infrastructure in support of future natural gas buses, as part of Muni's "CNG Facility Conversion" capital project. (Explanatory documents include a staff report and resolution.)

RESOLUTION 02-043

(9.5) Authorizing the Director to accept and expend $50,000 in 2001 Emergency Supplemental Appropriations Act for Recovery from and Response to Terrorist Attacks on the United States funds for Emergency Preparedness Drills. (Explanatory documents include a staff report and resolution.)

RESOLUTION 02-044

(9.6) Requesting the Board of Supervisors to concur with the Controller's certification that it is more economical for the Municipal Transportation Agency to contract for facility security services than to provide the same services with City and County employees for fiscal year 2002-2003. (Explanatory documents include a staff report, certification and resolution.)

The item was removed from calendar at the request of Director Black.

(9.7) Approving extending the time for award of Contract No. MR-1146, Third Street Light Rail Project Traction Power Systems, by 90 days, to and including September 6, 2002. (Explanatory documents include a staff report and resolution.)

RESOLUTION 02-045

No public comment.

On motion to approve (Item 9.6 severed):

ADOPTED: AYES - Black, Casey, Flynn, Lim, McCray and Vaughns

REGULAR CALENDAR

10. Certifying that the 2002/2003 fiscal year and capital budgets of the Department of Parking and Traffic, based on the approval by the Parking and Traffic Commission, is adequate to make substantial progress towards meeting the goals, objectives, and performance standards of the Municipal Transportation Agency (Explanatory documents include a budget and resolution.)

Chairman Flynn noted that Director McCray served as President of the Parking and Traffic Commission when that commission approved the budget and that the Director of Transportation was comfortable with the budget.

No public comment.

RESOLUTION 02-046

On motion to approve:

ADOPTED: AYES - Black, Casey, Flynn, Lim, McCray and Vaughns

11. Authorizing the award of Contract No. MR-1184: Potrero and Presidio Yards Feeder Upgrade, to Abbett Electric Corporation, the lowest responsive and responsible bidder, for a total contract amount of $887,000. (Explanatory documents include a staff report, resolution and financial plan.)

PUBLIC COMMENT:

Ron Losch has filed a bid protest on behalf of Kingston Constructor. The primary grounds for

the protest were in listing TRCP as a subcontractor. Muni has determined that TRCP is a supplier and waived the mistake in the bid documents.

Director Casey noted that the Board wasn't in a position to weigh Mr. Losch's legal arguments and asked Mr. Losch were he was going with all this. Mr. Losch replied that he no intention of filing a lawsuit but thinks approval by the board sends the wrong message.

Robert Bryan, Deputy City Attorney stated that Mr. Losch's client followed the bid protest process. Mr. Bryan has advised Muni that the errors were clerical in nature with no material impact on the bid document. He is comfortable with recommending award of the contract.

RESOLUTION 02-047

On motion to approve:

ADOPTED: AYES - Black, Casey, Flynn, Lim, McCray and Vaughns

RECESS REGULAR MEETING AND CONVENE CLOSED SESSION

CLOSED SESSION

1. Call to Order

Chairman Flynn called the closed session to order at 5:46 p.m.

2. Roll Call

Present: Shirley Breyer Black
Mike Casey
H. Welton Flynn
Enid Lim
James McCray, Jr.
Cleopatra Vaughns

Also present: Michael T. Burns, Director of Transportation
Roberta Boomer, Board Secretary
Robert Bryan, Deputy City Attorney
Larry Williams, Deputy General Manger, HR/LR/EEO

3. Discussion and vote pursuant to Administrative Code Section 67.11(a) as to whether to conduct a closed session and invoke the attorney-client privilege.

On motion to invoke the attorney-client privilege: unanimously approved.

4. Pursuant to Government Code Section 54957.6(a) and Administrative Code Section 67.8, the Municipal Transportation Agency Board shall meet in closed session for:

CONFERENCE WITH LABOR NEGOTIATOR

CCSF Representative: Larry Williams and/or his designees

Employee Organizations:

TWU, Local 250-A

To discuss:

_X_ Wages
____ Hours
_X__ Benefits
____ Working Conditions
____ Other

ADJOURN CLOSED SESSION AND RECONVENE REGULAR MEETING - The closed session was adjourned at 6:00 p.m.

12. Announcement of Closed Session

Chairman Flynn announced the board met in closed session for a conference with their labor negotiator. The board took no action in closed session.

(12.1) Initiation of public disclosure of amendment to Memorandum of Understanding with TWU 250-A pursuant to Section 8A.104(p) of the City Charter.

The Director of Transportation announced the initiation of public disclosure period regarding amending the TWU-250A MOU to reflect a change in the employee's retirement contribution and a "City Budget Loan Reimbursement Premium".

13. Motion to disclose or not disclose the information discussed in closed session.

On motion to not disclose the information discussed: unanimously approved.

ADJOURN - The meeting was adjourned at 6:03 p.m.

A tape of the meeting is on file in the office of the Secretary to the Municipal Transportation Agency Board of Directors.

Roberta Boomer
Board Secretary

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Page last updated March 19, 2003.
Information last updated June 19, 2002.

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Municipal Transportation Agency
Board of Directors
City and County of San Francisco

NOTICE OF MEETING AND CALENDAR

TUESDAY, JUNE 18, 2002
ROOM 400, CITY HALL
1 CARLTON B. GOODLETT PLAZA

DOCUMENTS DEPT.

JUN 17 2002

SAN FRANCISCO
PUBLIC LIBRARY

REGULAR MEETING
5:00 P.M.

CLOSED SESSION
Immediately following the Regular Meeting

BOARD OF DIRECTORS

H. Welton Flynn, Chairman
Enid Ng Lim, Vice Chairman
Shirley Breyer Black
Mike Casey
Rev. Dr. James McCray, Jr.
Cleopatra Vaughns

Michael T. Burns
DIRECTOR OF TRANSPORTATION

Roberta Boomer
BOARD SECRETARY

401 VAN NESS AVENUE-SUITE 334 -SAN FRANCISCO-CA. 94102-4524
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Government's duty is to serve the public, reaching its decisions in full view of the public. Commissions, boards, councils and other agencies of the City and County exist to conduct the people's business. This ordinance assures that deliberations are conducted before the people and that City operations are open to the people's review.

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5:00 - REGULAR MEETING

ORDER OF BUSINESS

1. Call to Order

2. Roll Call

3. Approval of Minutes

   -June 4, 2002 Regular Meeting

4. Communications

   (4.1) Announcement of prohibition of sound producing devices during the meeting.

5. Introduction of New or Old Business by Board Members

6. Director's Report (For discussion only)

   -Special Recognition Award
   -Ongoing Muni Activities

7. Citizen's Advisory Council Report

8. Public Comment

   Members of the public may address the Board on matters that are within the Board's jurisdiction and are not on today's calendar.

THE FOLLOWING MATTERS BEFORE THE MUNICIPAL TRANSPORTATION AGENCY BOARD ARE RECOMMENDED FOR ACTION AS STATED BY THE DIRECTOR OF TRANSPORTATION, AND CITY ATTORNEY WHERE APPLICABLE. EXPLANATORY DOCUMENTS FOR ALL CONSENT AND REGULAR CALENDAR ITEMS ARE AVAILABLE FOR REVIEW AT 401 VAN NESS AVE. #334.

CONSENT CALENDAR

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(9.1) Requesting the Controller to allot funds and to draw warrants against such funds as are or will be available in payment of the following claims against MUNI:

Margaret Lee vs. CCSF, Unlitigated Claim #01T0655, in the amount of $7,556.45
Amex Assurance Co. vs. CCSF, Unlitigated Claim #01T06922 in the amount of $8,389.56
Gennadiy Voskoboynik vs. CCSF, Unlitigated Claim #01T04201 in the amount of $9,400
Raquel Martinez vs. CCSF, Superior Ct. #405836 in the amount of $9,500
Charles Ortega vs. CCSF, Federal District Ct. C011029MJJ in the amount of $15,000
Chinatown Community Housing vs. CCSF, Unlitigated Claim #01T0655 in the amount of $15,282.81
Zhao Mai vs. CCSF, Unlitigated Claim #01T0655 in the amount of $27,191.25

(9.2) Authorizing the Director to designate the classifications of 1052 IS Business Analyst, 7333 Apprentice Stationary Engineer and 9160 Transit Operations Specialist as "service-critical." (Explanatory documents include a staff report and resolution.)

(9.3) Approving the lease between with the San Francisco Redevelopment Agency, as Landlord, for 4800 Third Street, to serve as the Community Information Outreach Office for the Third Street Light Rail Project, at an annual rent of $19,008 for an initial term of 18 months plus three six-month extension options. (Explanatory documents include a staff report, lease and resolution.)

(9.4) Requesting the Board of Supervisors to concur with the Controller's certification that it is more economical for the Municipal Transportation Agency to contract for facility security services than to provide the same services with City and County employees for fiscal year 2002-2003. (Explanatory documents include a staff report, certification and resolution.)

(9.5) Approving the plans and specifications and authorizing the Director to advertise bid call for Contract No. MR-1189: Muni Metro Extension Station Enhancements Project. (Explanatory documents include a staff report, resolution, and financial plan.)

REGULAR CALENDAR

10. Approving FY03 Service Standards milestones and amendments to the rules concerning performance measures. (Explanatory documents include a staff report, resolution and service standards.)

11. Amending the MTA Board Rules of Order to include changing the start time of the Regular Meetings; including a provision regarding non-interference with Parking Citation procedures; changing the Order of Business and establishing that the MTA Rules of Order shall also be the Rules of Order for the Parking Authority. (Explanatory documents include a staff report, draft Rules of Order and resolution.)

(This item is for discussion only. The Board will consider adoption at the July 2, 2002 meeting.)

12. Authorizing the Director to execute the Amendment #4 to the Agreement with the Association of AGS, Inc. and Gannett Fleming, Inc. for Design and Construction Support Services for Contract CS-116, Muni Metro East Light Rail Vehicle Maintenance and Operations Facility, in the amount of $413,522, for a total contract amount not to exceed $8,692,115. (Explanatory documents include a staff report, resolution, agreement and financial plan.)

13. Authorizing the Director to execute Amendment No. 7 to Contract No. CS-105, Independent Safety Consulting Support for Advanced Train Control System Project, with Lea+Elliott, Inc., to extend the Agreement to April 30, 2003. (Explanatory documents include a staff report, resolution, agreement and financial plan.)

14. Re-approving the FY2003 Operating Budget including the waiver of fees on New Year's Eve 2002 and revisions to the transfer policy; authorizing potential changes affecting personnel; authorizing short-term experimental fares as needed; authorizing the continuance of the Class Pass Program with colleges and universities in San Francisco; and certifying that the budget is adequate to make substantial progress towards meeting the goals, objectives, and performance standards established pursuant to Section 8A. for fiscal year 2003. (Explanatory documents include a staff report, resolution, agreement and financial plan.)

RECESS REGULAR MEETING AND CONVENE CLOSED SESSION

CLOSED SESSION

1. Call to Order

2. Roll Call

3. Discussion and vote pursuant to Administrative Code Section 67.11(a) as to whether to conduct a closed session and invoke the attorney-client privilege.

4. Pursuant to Government Code Sections 54956.9, and Administrative Code Section 67.8 (3) the Municipal Transportation Agency Board will meet in closed session to discuss attorney-client matters in the following cases:

CONFERENCE WITH LEGAL COUNSEL

Anticipated Litigation:

__X__ As defendant (3)
__X__ As plaintiff (1)

ADJOURN CLOSED SESSION AND RECONVENE REGULAR MEETING

14. Announcement of Closed Session.

15. Motion to disclose or not disclose the information discussed in closed session.

ADJOURN

The Ethics Commission of the City and County of San Francisco has asked us to remind individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [SF Admin. Code Sections 16.520 - 16.534] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the Ethics Commission at 1390 Market Street, Suite 801, San Francisco, CA 94102, telephone (415) 554-9510, fax (415) 554-8757 and web site: sfgov.org/ethics.

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6/18/02

Municipal Transportation Agency
Board of Directors
City and County of San Francisco

MINUTES

TUESDAY, JUNE 18, 2002
ROOM 400, CITY HALL
1 CARLTON B. GOODLETT PLACE

DOCUMENTS DEPT.
JUN 28 2002
SAN FRANCISCO
PUBLIC LIBRARY

REGULAR SESSION
5:00 P.M.

CLOSED MEETING
Immediately after the Regular Meeting

BOARD OF DIRECTORS

H. Welton Flynn, Chairman
Enid Lim, Vice Chairman
Shirley Breyer Black
Mike Casey
Rev. Dr. James McCray, Jr.
Cleopatra Vaughns

Michael T. Burns
DIRECTOR OF TRANSPORTATION

Roberta Boomer
BOARD SECRETARY

401 VAN NESS AVENUE-SUITE 334 -SAN FRANCISCO-CA. 94102-4524
☎(415) 554-6896 FAX (415) 554-4143

5:00 - REGULAR MEETING

ORDER OF BUSINESS

1. Call to Order

Chairman Flynn called the meeting to order at 5:10 p.m.

2. Roll Call

Present: Shirley Breyer Black
Mike Casey
H. Welton Flynn
Enid Lim
James McCray, Jr.
Cleopatra Vaughns

3. Approval of Minutes

On motion to approve the minutes of the June 4, 2002 Regular Meeting: unanimously approved.

4. Communications

(4.1) Announcement of prohibition of sound producing devices during the meeting.

Chairman Flynn announced that the ringing of and use of cell phones, pagers and similar sound-producing electronic devices are prohibited at the meeting. He advised that any person responsible for the ringing or use of a cell phone, pager, or other similar sound-producing electronic devices may be removed from the meeting.

5. Introduction of New or Old Business by Board Members

6. Director's Report (For discussion only)

-Special Recognition Award
-Ongoing Muni Activities

Dwight Kirby was recognized by the Director of Transportation as this month's Special Recognition Awardee. The action that Mr. Kirby took saved the life of Mr. Lacy who was the victim of a violent attack. Mr. Kirby saw the incident and without compromising the safety of himself or his passengers, scared off Mr. Lacy's attackers and took care of Mr. Lacy until the police arrived. Director Burns saluted Mr. Kirby's sense of community and is proud to have him working for Muni.

Al Lacy called Mr. Kirby a hero and thanked him for saving his life. Chairman Flynn gave a special thanks to Mr. Kirby on behalf of the Board.

Director Burns noted that 120 senior managers met on June 3rd and 4th to discuss key issues and challenges that Muni will face next year. They reviewed this year's accomplishments and set department-wide goals for next year. Much time was spent on the Mission Vision Values process. The managers also spent a morning at the Woods division cleaning buses.

Director Burns announced service reductions on the 80/81/82x routes due to Caltrain's diminished budget. Originally all funding was cut but approximately $200,000 was put in their budget for the service. The lines will have to be scaled back. A calendar item will be prepared for the board for action at the July 16 meeting. Notice of the proposed reductions will be posted along the affected lines. Looking at ridership patterns, 80% of the rides are in the morning. Afternoon commuters seem to utilize other routes in the area to make their Caltrain connection. Those routes will continue to be available.

On August 1, Muni will replace the "D" discount fast pass with a monthly fare sticker affixed to a valid regional ID. This will reduce the fraudulent use of the discount fast pass. Valley Transportation Authority and AC Transit currently use the sticker and it has resulted in a dramatic reduction in cost. It will also benefit the operator because they won't have to ask passengers to show their ID. Muni will also introduce an "S" fast pass for seniors who are not eligible for the RTC discount ID. This change has received the full support of the Muni Accessibility Advisory Committee (MAAC).

Referring to a memo provided to the board, Director Burns noted that next year's DBE goal will be 29%. This new goal is required to be made public for 45 days before the board can act. The 45-day period will end on July 6. The board will be asked to approve the goal at their July 16 meeting.

7. Citizen's Advisory Council Report

Linton Stables, CAC Chair reported that the CAC reviewed the Service Standards. Some of their recommendations were incorporated into the calendar item currently before the board. The CAC also reviewed the proposed budget and they recommend adoption of the budget adjustments, particularly the platform and professional services reductions. The CAC suggests that much of the reduction should come from the Municipal Railway Improvement Fund. The CAC will forward their recommendations for changes to the Passenger Service Report process. Mr. Stables also announced that he intends to step down as Chairman of the CAC in July.

Chairman Flynn congratulated Mr. Stables on his service and expressed his appreciation on behalf of the board.

8. Public Comment

Andrew Sullivan, Rescue Muni noted that the Caltrain Express service cuts are an opportunity to run a miniature E-line during the rush hour from Pier 39 to Caltrain. He reminded the board that the DPT merger is coming up and that Rescue Muni is in favor of the merger. He offered congratulations to Muni on their recently completed rider survey and thanked staff for the substantial progress. He is concerned about Metro service and hopes the numbers keep progressing.

Charlie Walker stated that the community is greatly concerned about the hazardous and toxic waste material that is being dug up and reburied on Third Street. He urged Muni not to rebury the material and to replace it with clean material. He urged staff to closely monitor contractors to make sure all steps are taken to satisfy the neighborhood.

THE FOLLOWING MATTERS BEFORE THE MUNICIPAL TRANSPORTATION AGENCY BOARD ARE RECOMMENDED FOR ACTION AS STATED BY THE DIRECTOR OF TRANSPORTATION, AND CITY ATTORNEY WHERE APPLICABLE. EXPLANATORY DOCUMENTS FOR ALL CONSENT AND REGULAR CALENDAR ITEMS ARE AVAILABLE FOR REVIEW AT 401 VAN NESS AVE. #334.

CONSENT CALENDAR

9. All matters listed hereunder constitute a Consent Calendar, are considered to be routine by the Municipal Transportation Agency Board, and will be acted upon by a single vote of the Board. There will be no separate discussion of these items unless a member of the Board or the public so requests, in which event the matter shall be removed from the Consent Calendar and considered as a separate item.

(9.1) Requesting the Controller to allot funds and to draw warrants against such funds as are or will be available in payment of the following claims against MUNI:

Margaret Lee vs. CCSF, Unlitigated Claim #01T0655, in the amount of $7,556.45
Amex Assurance Co. vs. CCSF, Unlitigated Claim #01T06922 in the amount of $8,389.56
Gennadiy Voskoboynik vs. CCSF, Unlitigated Claim #01T04201 in the amount of $9,400
Raquel Martinez vs. CCSF, Superior Ct. #405836 in the amount of $9,500
Charles Ortega vs. CCSF, Federal District Ct. C011029MJJ in the amount of $15,000
Chinatown Community Housing vs. CCSF, Unlitigated Claim #01T0655 in the amount of $15,282.8
Zhao Mai vs. CCSF, Unlitigated Claim #01T0655 in the amount of $27,191.25

RESOLUTION 02-048

(9.2) Authorizing the Director to designate the classifications of 1052 IS Business Analyst, 7333 Apprentice Stationary Engineer and 9160 Transit Operations Specialist as "service-critical." (Explanatory documents include a staff report and resolution.)

RESOLUTION 02-049

(9.3) Approving the lease between with the San Francisco Redevelopment Agency, as Landlord, for 4800 Third Street, to serve as the Community Information Outreach Office for the Third Street Light Rail Project, at an annual rent of $19,008 for an initial term of 18 months plus three six-month extension options. (Explanatory documents include a staff report, lease and resolution.)

RESOLUTION 02-050

(9.4) Requesting the Board of Supervisors to concur with the Controller's certification that it is more economical for the Municipal Transportation Agency to contract for facility security services than to provide the same services with City and County employees for fiscal year 2002-2003. (Explanatory documents include a staff report, certification and resolution.)

RESOLUTION 02-051

Director Vaughns asked for clarification about the item and item 9.6 from the previous meeting. At the last meeting, Director Black had asked that the item be removed from the calendar. Since SEIU, Local 790 had no objection to the certification, it was put on the agenda for consideration at this meeting.

On motion to approve Item 9.4:

ADOPTED: AYES – Black, Casey, Flynn, Lim, McCray and Vaughns

(9.5) Approving the plans and specifications and authorizing the Director to advertise bid call for Contract No. MR-1189: Muni Metro Extension Station Enhancements Project. (Explanatory documents include a staff report, resolution, and financial plan.)

RESOLUTION 02-052

No public comment.

On motion to approve the Consent Calendar (Item 9.4 severed):

ADOPTED: AYES – Black, Casey, Flynn, Lim, McCray and Vaughns

REGULAR CALENDAR

10. Approving FY03 Service Standards milestones and amendments to the rules concerning performance measures. (Explanatory documents include a staff report, resolution and service standards.)

Lisa Mancini reviewed the goals for FY03. An open invitation was extended to all labor unions to discuss the goals. No issues were raised. The goals were also reviewed with the Citizens Advisory Council.

PUBLIC COMMENT:

David Pilpel asked if the notice requirements had been met. He also inquired about how lowering the transit ridership goal relates to the Earthjustice lawsuit settlement. He thinks that schedules should be published whenever it changes. (The commission secretary stated that all notice requirements had been met.)

Norman Rolfe addressed headway adherence. He thinks it's important to have a goal of plus or minus 3 minutes because it's hard on intending riders who are waiting for a bus later in the evening in inclement weather. He pointed out that lines with longer headways are those that aren't normally in heavier traffic so it's easier to meet the schedule. He urged the board to keep headway adherence as short as possible.

Andrew Sullivan echoed Mr. Rolfe's comments. It makes more sense to have a narrower gap for buses with longer headways. He noted that the impending merger with DPT should make it easier for Muni to reach its' goals as witnessed by the increase in service on the 30 and 45 lines due to moving traffic lanes and signal pre-empts. He pointed out that if Muni had acquired CNG buses, Muni would have missed its target goals badly. Muni made the right decision last year and should purchase clean diesel buses again this year.

The board secretary noted that the board was being asked to take action on two resolutions related to this item. The first resolution would adopt the FY2003 milestones. The second resolution asked the board to adopt the FY2003 performance standards as shown in Amendment No. 3 to Section 4 as rules of the Agency.

RESOLUTION 02-053

On motion to adopt the FY03 milestones:

ADOPTED: AYES – Black, Casey, Flynn, Lim, McCray and Vaughns

RESOLUTION 02-054

On motion to approve the performance standards:

ADOPTED: AYES – Black, Casey, Flynn, Lim, McCray and Vaughns

11. Amending the MTA Board Rules of Order to include changing the start time of the Regular Meetings; including a provision regarding non-interference with Parking Citation procedures; changing the Order of Business and establishing that the MTA Rules of Order shall also be the Rules of Order for the Parking Authority. (Explanatory documents include a staff report, draft Rules of Order and resolution.)

Chairman Flynn asked the Board to give the Board Secretary any suggested changes or amendments by June 25 for consideration at the July 2 meeting.

No public comment.

12. Authorizing the Director to execute the Amendment #4 to the Agreement with the Association of AGS, Inc. and Gannett Fleming, Inc. for Design and Construction Support Services for Contract CS-116, Muni Metro East Light Rail Vehicle Maintenance and Operations Facility, in the amount of $413,522, for a total contract amount not to exceed $8,692,115. (Explanatory documents include a staff report, resolution, agreement and financial plan.)

No public comment.

RESOLUTION 02-055

On motion to approve:

ADOPTED: AYES – Black, Casey, Flynn, Lim, McCray and Vaughns

13. Authorizing the Director to execute Amendment No. 7 to Contract No. CS-105, Independent Safety Consulting Support for Advanced Train Control System Project, with Lea+Elliott, Inc., to extend the Agreement to April 30, 2003. (Explanatory documents include a staff report, resolution, agreement and financial plan.)

PUBLIC COMMENT:

David Pilpel wondered if any work had been undertaken since February 28. The underlying issue is making ATCS work and he hopes no further extensions will be needed. (Vince Harris replied that very little work has been done since February 28.)

RESOLUTION 02-056

On motion to approve:

ADOPTED: AYES – Black, Casey, Flynn, Lim, McCray and Vaughns

14. Re-approving the FY2003 Operating Budget including the waiver of fees on New Year's Eve 2002 and revisions to the transfer policy; authorizing potential changes affecting personnel; authorizing short-term experimental fares as needed; authorizing the continuance of the Class Pass Program with colleges and universities in San Francisco; and certifying that the budget is adequate to make substantial progress towards meeting the goals, objectives, and performance standards established pursuant to Section 8A for fiscal year 2003. (Explanatory documents include a staff report, resolution, agreement and financial plan.)

The Commission Secretary noted that a few minor changes were made to the resolution to reflect the accurate attachments and to correct the title of the Director of Transportation.

The Director of Transportation reviewed the current budget shortfall over and above what was presented to the board in February. Mr. Burns noted that TWU 250-A was reconsidering the city's proposal next week but other unions had rejected the city's proposal. The new budget totals $454,767,176.

To close the $4.7 million gap, staff is proposing technical adjustments to platform runs – reducing standby runs; run efficiencies; reducing professional services, training and marketing and reducing money for training. Mr. Burns is still waiting for a proposal from TWU regarding the 52 operator pay hours at Potrero as agreed upon when the board approved the budget in February.

PUBLIC COMMENT:

David Pilpel reviewed the budget last week and thinks staff did a good job. He asked the board to note the CAC's recommendations and expressed his concern about fare issues.

Director Vaughns asked Michael Burns to confirm that this is a budget that he can live with. Mr. Burns replied that while Muni is at the edge of what it can do, it is a budget that Muni can live with. If there are any future cuts to be made, staff will probably have to look at the revenue side. This budget is the worst-case scenario. If other unions agree to the city's proposal, some of the services can be restored.

Chairman Flynn acknowledged Lisa Mancini and Gigi Harrington for the work they did on the budget while Mr. Burns was out of town. They deserve special recognition.

RESOLUTION 02-057

On motion to approve:

ADOPTED: AYES – Black, Casey, Flynn, Lim, McCray and Vaughns

RECESS REGULAR MEETING AND CONVENE CLOSED SESSION

CLOSED SESSION

1. Call to Order

Chairman Flynn called the closed session to order at 6:33 p.m.

2. Roll Call

Present: Shirley Breyer Black
Mike Casey
H. Welton Flynn
Enid Lim
James McCray, Jr.
Cleopatra Vaughns

Also present: Michael T. Burns, Director of Transportation
Roberta Boomer, Board Secretary
Robert Bryan, Deputy City Attorney
Lisa Mancini, Chief Operations Officer
Vince Harris, Deputy General Manager, Construction
Fred Stephens, Deputy General Manager, Maintenance
John Funghi, Project Manager
Henry Kim, Project Manager
Robin Reitzes, Deputy City Attorney
Gerri Rosen-Park, Deputy City Attorney
Timothy Armistead, Chief Investigator
David Jensen, Senior Investigator
Rob Stone, Deputy City Attorney

3. Discussion and vote pursuant to Administrative Code Section 67.11(a) as to whether to conduct a closed session and invoke the attorney-client privilege.

On motion to invoke the attorney-client privilege: unanimously approved.

4. Pursuant to Government Code Sections 54956.9, and Administrative Code Section 67.8 (3) the Municipal Transportation Agency Board will meet in closed session to discuss attorney-client matters in the following cases:

CONFERENCE WITH LEGAL COUNSEL

Anticipated Litigation:

__X__ As defendant (3)
__X__ As plaintiff (1)

ADJOURN CLOSED SESSION AND RECONVENE REGULAR MEETING – The closed session was adjourned at 7:15 p.m.

14. Announcement of Closed Session.

Chairman Flynn announced the board met in closed session to discussed anticipated litigation with the city attorney. The board discussed three cases with the city as defendant and one case with the city as plaintiff. There was no action taken.

15. Motion to disclose or not disclose the information discussed in closed session.

On motion to not disclose the information discussed: unanimously approved (McCray-absent).

ADJOURN - The meeting was adjourned at 7:18 p.m.

A tape of the meeting is on file in the office of the Secretary to the Municipal Transportation Agency Board of Directors.

R. Boomer

Roberta Boomer
Board Secretary

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